

RECORD OF PROCEEDINGS

Minutes of

Athens Township Trustees

Regular

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held

At the Township Hall

January 10, 2023²⁰

Chairman Linscott called the meeting to order at 4:30 p.m. The roll was taken and present were Ted Linscott, Steve Pierson, Brian Baker, and Brenda Cox. Also present were Mickey West, Jerrimy Marcum, Tony Kimball, and Warren Jeffers. Diane Sharpe-Burkhart arrive at 5:34 p.m.

Mr. Baker motioned and Mr. Pierson seconded the motion to approve the minutes from the previous meeting held on December 27, 2022 as presented. All voted yes. Mr. Baker motioned and Mr. Pierson seconded the motion to accept the fiscal officer's financial reports and account balances. All voted yes.

Mr. Pierson motioned and Mr. Baker seconded the motion to appoint Ted Linscott as Chairman for fiscal year ending 2023. All voted yes. Mr. Linscott motioned and Mr. Baker seconded the motion to appoint Steve Pierson as Vice Chairman for year ending 2023. All voted yes.

The fiscal officer reported that she received and deposited a check in the amount of \$7,500.03 from Ames Township for the purchase of the 2005 International dump truck. Jerrimy Marcum, Road Foreman, reported that Ames Township picked up the truck when they presented the check today, Tuesday, January 10, 2023, as approved at the December 27, 2022 meeting. Theirs was the only bid received.

Mickey West, The Plains Volunteer Fire Department Chief, informed the board the ladder truck is back in for repairs and it will take approximately 3-4 wees for it to be repaired and returned. He notified the other fire departments that the truck is out of commission. He also reported the switch for #1192 finally arrived and will be put on the truck on Thursday, January 12th. That truck is still in use though as the switch did not prevent it from being utilized. Mr. Linscott asked Mickey if the Material Safety Data Sheets (MSDS) are up to date. Mickey told him he would have to check on it. Mr. Linscott told him to get them up to date ASAP if they are not already. Mr. Linscott also told Mickey to update the fire station answering machine message to state that if the call is for an emergency to hang up and call 911. Mickey reported that he responded to the Bureau Veritas for inspection of records for Evergreen Estates located at 45 East Fourth Street in The Plains. Mr. Pierson told the board and Mickey that the State Fire Marshall is rolling out new software in 2023 which will be more robust and be able to confirm when fire reports are submitted and received. Mr. Linscott told Mickey that once the new software is available that the board expects him to receive training for the new system and start utilizing it as soon as it becomes available. Mr. Pierson reported that according the State Fire Marshall's office that they have not received any reports since November 12th and those were for October. Mickey state he received an email from the State Fire Marshall today, January 10th stating they had not received the November 2022 reports. He reported that he will resend them tonight, January 10, 2023.

Tony Kimball and Warren Jeffers, representing The Plains Lions Club as park liaisons, had questions about the MOU between them and the township for the management of the park. Warren questioned the liability of individual members as well as the club. Mr. Linscott explained there are provisions for the Lions Club to carry additional coverage for large events such as the Indian Mound Festival. Warren also stated there were misspellings and grammatical errors. Mr. Linscott advised him that he will review the document and correct all errors. Warren stated he would speak to the other members of the club to see if they need to have Lions Club International Attorneys review the MOU. Warren also questioned who should be signing the MOU on behalf of the Lions Club. Mr. Linscott explained that he can add as many or as few signature lines as is necessary or requested by the club. Warren will update the club with the information Mr. Linscott provided. Tony asked if they could remove items from the backroom at the community building. The board told him they could get rid of anything that is no longer needed. Tony asked if the security system would be updated. The board advised him not until they can get someone to come in and assess what is needed. Mr. Baker suggested contacting Chris Wise, a resident of The Plains, to have him take a look at it as he was in the armed forces and that is what he did. Tony and Warren stated the club would like to be involved in any discussion about updates/upgrades/renovations to the community building. Mr. Linscott agreed to meet Warren at the park on Thursday, January 12, 2023 at 10:00 a.m. to assess what changes may need to be made and they can bounce ideas off of each other. Mr. Linscott will call Trout Electric about the lights at the park that he was to install as part of agreement they had. The township will pay for the new lights, but Trout is to install them without charging extra for the installations.

Jerrimy Marcum, Road Foreman, reported he and the road crew have their fifth training on iWorQ public works tomorrow, Wednesday, January 11th. Jerrimy inquired if the road paving bid was awarded yet as he is receiving inquiries about it. Mr. Linscott stated that McKee Paving was the low bidder. Jerrimy and Mr. Linscott will go to 103 Estates Drive regarding them parking on the township right-of-way to explain to them what issues are created by them parking on it.

Mr. Linscott prepared a comparison chart of the bids received for the paving project and presented it to the other members of the board. The board agreed to vote on the award of the bid so the other bidders and interested parties could be told to what company the award was given. Mr. Linscott motioned and Mr. Baker seconded the motion to award the bid to McKee Paving for the paving project as they were the lowest bidder. All voted yes.

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Mr. Pierson reported that he is working with Lisa Eliason, City Prosecutor, on a couple of zoning violations for two parcel owners that have not responded to the many letters he has sent to them. He also reported that he sent many letters to residents in The Plains that are violating zoning regulations by not moving their trash receptacles to the back of their property. Mr. Pierson also reported that he is seeking a legal opinion from Assistant County Prosecutor Zach West, as to whether or not there is a conflict between ORC 7.01 (4) and ORC 519.19. He has not yet received any information. ATHENSTWP ZONING CODE

ODOT stated they will not post hidden drive or children playing signs and that if the township wishes to pursue installing them they will need to go through the Athens County Engineer. The board discussed removing existing signage, but agreed they would like an opinion from the county engineer before removing any existing signage.

The fiscal officer reported that she transferred the metered service for the street lights on Elm Street to the township as requested by ODOT. The township will begin receiving an additional electric bill each month for the service.

Diane Sharpe-Burkhart arrived at 5:34 to ask if the board had given any consideration to purchasing her property on Luhrig Road. She stated she received the information about her property appraisal according the Athens County Auditor was approximately \$41,000.00 and she would consider selling it to the township for less than her original price of \$60,000.00. The board explained that they had reviewed it and all agreed it would be too costly to purchase her property and pay engineers and contractors to straighten out the curve. Currently, they have no plans to include the straighten of the curve in their future plans as the cost would outweigh the benefit.

At 5:47 p.m. Mr. Pierson moved, seconded by Mr. Baker, to enter into executive session under Ohio Revised Code Section 121.22 (G) (1) to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or regulated individual requests a public hearing. All voted yes.

Mr. Linscott motioned and Mr. Baker seconded the motion to return to Regular Session at 5:59 p.m. All voted yes.

Mr. Linscott motioned and Mr. Baker seconded the motion to hold a special meeting on Saturday, January 14, 2023 at 10:00 a.m. at the township hall to discuss planning for 2023 for The Plains Volunteer Fire Department. All voted yes.

Mr. Pierson advised the board he received a letter from the Ohio Public Utilities Commission stating the township must register with the PUCO and pay a \$50.00 registration fee as per ORC 4913.03 as the township does perform excavation work.

Mr. Linscott motioned and Mr. Baker seconded the motion to move the January 24, 2023 meeting to 4:30 p.m. instead of 5:30 p.m. to accommodate a conflict Mr. Linscott has at 7:00 p.m. All voted yes. Mr. Pierson will post the meeting time change in the local papers, media and on the township website.

Mr. Baker motioned and Mr. Linscott seconded the motion to approve the following payroll and expenditures, and payments be made for December 31, 2022. All voted yes

Athens Janitorial Supply	\$201.51	Richland Avenue Auto Parts	\$339.34
Performance Lettering and Signs	\$1,411.20	Eastern Burkholders Exterminators	\$121.00
Buckley Bros., Inc.	\$229.33	Athens County Engineer	\$2,012.04

Total Payments \$4,314.42

Mr. Baker motioned and Mr. Linscott seconded the motion to approve the following payroll and expenditures, and payments be made for January 10, 2023. All voted yes

Steve Pierson	\$194.60	Slater Builders	\$382.28
Malone Warehouse Tire Inc	\$3,307.36	Loyal American Life Insurance Company	\$119.20
American Electric Power	\$462.58	Bradley Michael Bean	\$1,158.23
Johnson's Fire Equipment Company	\$1,262.99	Eric J Cotterill	\$1,161.29
Vision Service Plan	\$125.83	Jerrimy L Marcum	\$1,657.42
True Value Hardware and Farm	\$776.98	Edward Jones	\$100.00
Athens Ace Hardware	\$66.96		

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Total Payments \$10,775.72

There were no reports of any missing signs.

Mr. Linscott motioned and Mr. Baker seconded the motion to adjourn at 6:22 p.m. All voted yes.

Respectfully submitted,

Brenda L. Cox

Brenda L. Cox, Fiscal Officer

Steve Pierson

Steve Pierson, Vice Chairman

Ted Linscott

Ted Linscott, Chairman

Brian Baker

Brian Baker, Trustee