

**LIBERTY TOWNSHIP TRUSTEE  
RECORD OF PROCEEDINGS  
September 7, 2010**

The audio recording, resolutions passed, and any attachments constitutes an accurate record of the Liberty Township Trustee Proceedings at the above dated meeting as determined by the Fiscal Officer. The following summary is provided as an overview of the meeting and a “road map” to the audio recording. Copies of this record are available by request at the Township Government Office, 10104 Brewster Lane, Suite 125, Powell, Ohio.

**REGULAR MEETING PROCEEDINGS SUMMARY:**

The Trustees of Liberty Township met in regular session Tuesday, September 7, 2010, at 8:00 p.m. at the Liberty Township Hall at 7761 Liberty Road, Powell, Ohio. Board Members present were Mary Carducci, Bob Mann, and Curt Sybert. Also present were Township Administrator Dave Anderson, Fiscal Officer Mark Gerber, and Fire Captain Jim Reardon. Others in attendance are listed on the attached sign-in sheet.

**MOTION: Enter into Executive Session at 7:05 p.m.**

Mr. Sybert made a motion to enter into Executive Session pursuant to ORC 121.22 (G)(3) Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. Ms. Carducci seconded the motion and the roll call vote: Ms. Carducci-yes, Bob Mann-yes, and Mr. Sybert-yes. The motion passed with a 3-yes and 0-no vote.

**MOTION: Reconvene – Out of Executive Session at 7:55 p.m.**

Mr. Sybert made a motion to reconvene out of Executive Session and Ms. Carducci seconded the motion and the roll call vote: Ms. Carducci-yes, Mr. Mann-yes, and Mr. Sybert-yes. The motion passed with a 3-yes and 0-no.

**APPROVAL OF MINUTES:**

Mr. Sybert made a motion to approve the minutes of August 16 and August 31, 2010. The motion was seconded by Ms. Carducci and roll call vote: Ms. Carducci-yes, Bob Mann-abstain, and Mr. Sybert-yes. The motion passed with a 2-yes and 1-abstention.

**CITIZEN COMMENTS:**

Karen Carter, 9576 Ireland Court, member of the Architectural Review Board and would like to submit her resignation. The Board asked she hold off her resignation for 30 days until the Board can research removing the signs from the Architectural Review Board and get back to her.

Scott Williamson, 5107 Canterbury Dr., would like the Board to speak with the Zoo and Zoombezi Bay regarding the noise level with their frequent late night and weekend noise.

**NEW BUSINESS:**

**RESOLUTION: 10-0907-01: Approving Purchase Orders**

Mr. Sybert moved to approve Resolution #10-0907-01 Approving Purchase Orders. The motion was seconded by Ms. Carducci and the roll call vote: Ms. Carducci-yes, Bob Mann-yes, and Mr. Sybert-yes. The motion passed with a 3-yes and 0-no.

**RESOLUTION: 10-0907-02: Approving Bills and Warrants**

Mr. Mann moved to approve Resolution #10-0907-02 Approving Bills and Warrants. The motion was seconded by Ms. Carducci and the roll call vote: Ms. Carducci-yes, Bob Mann-yes, and Mr. Sybert-yes. The motion passed with a 3-yes and 0-no.

**RESOLUTION: 10-0907-03: Establishing Special Revenue Fund for SWIF Grant**

Mr. Sybert moved to approve Resolution #10-0907-03 Establishing Special Revenue Fund for SWIF Grant. The motion was seconded by Ms. Carducci and the roll call vote: Ms. Carducci-yes, Mr. Mann-yes, and Mr. Sybert-yes. The motion passed with a 3-yes and 0-no vote.

**RESOLUTION: 10-0907-04: Establishing Debt Service Fund**

Mr. Sybert moved to approve Resolution #10-0907-04 Establishing a Debt Service Fund. The motion was seconded by Ms. Carducci and the roll call vote: Ms. Carducci-yes, Mr. Mann-yes, and Mr. Sybert-yes. The motion passed with a 3-yes and 0-no.

**RESOLUTION: 10-0816-05: Approve Roofing Work at Fire Station #321**

Mr. Sybert moved to approve Resolution #10-0816-05 Approve Roofing Work at Fire Station #321. The motion was seconded by Ms. Carducci and the roll call vote: Ms. Carducci-yes, Bob Mann-yes, and Mr. Sybert-yes. The motion passed with a 3-yes and 0-no.

**RESOLUTION: 10-0907-06: "Pancreatic Cancer Awareness Month" Proclamation  
TABLED**

**RESOLUTION: 10-0907-07: Intention to Participate in a Watershed Planning Partnership to Develop a Balanced Growth Plan for the Upper Scioto Watershed**

Mr. Sybert moved to approve Resolution #10-0907-07 Intention to Participate in a Watershed Planning Partnership to Develop a Balanced Growth Plan for the Upper Scioto Watershed. The motion was seconded by Ms. Carducci and the roll call vote: Ms. Carducci-yes, Mr. Mann-yes, and Mr. Sybert-yes. The motion passed with a 3-yes and 0-no.

**RESOLUTION: 10-0907-08: Awarding Engineering Design Contract for SWIF Grant**

Mr. Sybert moved to approve Resolution #10-0907-08 Awarding Engineering Design Contract for SWIF Grant. The motion was seconded by Ms. Carducci and the roll call vote: Ms. Carducci-yes, Mr. Mann-yes, and Mr. Sybert-yes. The motion passed with a 3-yes and 0-no.

**Review resumes for the upcoming Board of Zoning Appeals vacancy (for a 5-year term beginning November 1, 2010) and schedule interviews**

The Board of Trustees would like to verify no other applications were received during the Holiday and will be discussed at the September 20 meeting.

**Review resumes for the upcoming Zoning Commission vacancy (for a 5-year term beginning October 1, 2010) and schedule interviews**

Mr. Sybert motioned to reappoint Dan Schade to the Zoning Commission. The motion was seconded by Ms. Carducci and the roll call vote: Ms. Carducci-yes, Mr. Mann-yes, and Mr. Sybert-yes. The motion passed with 3-yes and 0-no vote.

**ADMINISTRATIVE REVIEW APPLICATION #10-11 by Charles Driscoll on behalf of Nelson Farms Associates, LLC (owner of Lot #5081) and Bradley Jennings of 1301 Haverhill Court, Powell, Ohio (lot #5080),**

requesting to amend the Nelson Farms Development Plan as it applies to lots #5080 and 5081 of Nelson Farms Section 1 Phase A part 1 subdivision as follows: combine lots #5080 and #5081 into one lot; allow a front yard water impoundment (in-ground swimming pool) on the combined lot be known as 1308 Haverhill Court; a divergence to the fence regulations to allow more than 50 lineal feet of 54" high fence to be located forward of the rear corners of the house; and to allow a pool house with living space, kitchenette, and furnace. This application needs to be designated major or minor. If minor, the Trustees may proceed with hearing of the application without public notice, or they may schedule a time and date for the hearing. If major, it would be scheduled to go before the Zoning Commission.

Mr. Sybert moved to designate Administrative Review #10-11 as major. The motion was seconded by Mr. Mann and the roll call vote: Ms. Carducci-yes, Mr. Mann-yes, and Mr. Sybert-yes. The motion passed with 3-yes and 0-no vote.

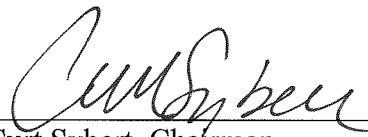
**Reminder: Special Meeting of the Board of Trustees is scheduled for September 14, 2010 at 7:00 pm for the final hearing of the Romanelli & Hughes / Epcon Administrative Review Application.**

**2010 Paving Program Update**

**ADJOURNED:**

There being no further business Chairperson Sybert adjourned the meeting at 8:55 p.m.

  
Mark S. Gerber, Fiscal Officer

  
Curt Sybert, Chairman  
Board of Trustees