

**LIBERTY TOWNSHIP TRUSTEE
RECORD OF PROCEEDINGS
December 7, 2009**

DEDICATION CEREMONY 7:15 p.m.

Dedication of Fire Station 321 and sign "John Bernans Fire Station"

Chief Jensen held a ceremony to dedicate Fire Station 321 a newly erected sign in honor of Ret. Chief John Bernans. In attendance were family, friends, and former co-workers.

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 Monday, December 7, 2009, at 7:46 p.m. at the Liberty Township Hall at 7761 Liberty Road, Powell, Ohio. Board Members present were Robert Mann, Curt Sybert, and Peggy Guzzo was absent. Also present were Township Administrator, David Anderson, Chief, Tim Jensen, Captain Piwtorak, and Attorney, Craig Paynter. Others in attendance are listed on the attached sign-in sheet.

Chairperson, Robert Mann called the meeting to order with the Pledge of Allegiance. Trustee Mann reminded us today is the 68th Anniversary of the attack on Pearl Harbor and to remember all those who have sacrificed and continue to sacrifice for our freedom.

RESOLUTION: 09-1207-01: Approving "Then and Now" PO's

Mr. Mann moved to approve Resolution #09-1207-01 Approving "Then and Now" PO's. The motion was seconded by Mr. Sybert and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

RESOLUTION 09-1207-02: Approving Bills – EFT's and warrants

Mr. Sybert moved to approve Resolution #09-1207-02 Approving Bills – EFT's and warrants. The motion was seconded by Mr. Mann and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

SPECIAL PRESENTATIONS:

Olentangy Schools Superintendent Dr. Wade Lucas

Dr. Lucas presented Olentangy Local School District's report card stating the school received the highest award being Excellent with Distinction. He stated the school is growing at a rate of 1000 students a year and they will top the year with 15,000 students. A copy of Dr. Wade Lucas' presentation is attached as part of the permanent record.

Fire Department Captain Piwtorak

In 2004, Captain Piwtorak was approached by a local mother of a child with a rare seizure disorder. He shared; our normal response and protocol could have potentially killed this child. The department then made an addendum which would enable us to treat this child appropriately. This led us to ask ourselves, "What other things in the community are there that we need to know medically and for disaster preparedness?" To date, we have 27 people on the Delaware County Special Needs Registry in Liberty Township.

Our goal, in turn, is to have this system in place and running by January 1, 2010. We have been heard by individuals in the community. Mr. Peterson, House of Representatives, had HB129 passed that gives other communities the ability to spend up to \$25,000 to develop something similar to what we are developing. Our goal is to make this a data site and go to the state and make it a statewide site. This will make a difference for our communities.

Captain Piwtorak went through the process of getting registered for this service and explained that every 6 months a reminder goes to the individuals to verify and update the information.

Captain Piwtorak also stated he filed for another grant. We have identified that some of the people listed do not have Knox boxes. We do not want to damage the doors if we don't need to. The Knox boxes usually cost around \$130. We put in a grant through the Community Foundation of Delaware County. Marlene Casini, President of the Community Foundation of Delaware County granted Liberty Township Fire Department \$4,625.00 which will provide 25 Knox boxes.

Fire Department Chief Jensen

Chief Jensen asked that the Trustees allow a simple but significant change to the logo to be reflective to the nature of what the fire service stands for. It holds true to the original township design and encompasses the Maltese cross, which is the symbol universally associated with the fire service. We are not looking to change the letterhead or trucks. That is the brand identity. The citizens recognize the fire trucks, park trucks and road trucks and know they are the township trucks.

What I am approaching and asking for is that you permit us to wear this patch in place of the logo on our uniforms. The embroidered logo cost around \$9 and the patch will cost us around \$.63.

Mr. Sybert made a motion to approve the Maltese patch for the Liberty Township Fire Department. The motion was seconded by Mr. Mann and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

CITIZEN COMMENT:

Mr. Jerry Johnson, 10781 Eckington Drive, our property is separated by a creek and is four to five feet wide and runs the length of the property. There is a 75' no build area around the creek. We would like to place a temporary foot bridge over the creek. We drew up plans and received approval from the HOA environmental committee and HOA board of trustees. When approaching Liberty Township our plans were denied as the bridge was deemed a structure on a no build zone. When we learned of this we immediately stopped the activities that we had begun. Mr. David Anderson took time out of his schedule to come and view the structure and explained to us the reasons behind not being able to do on the no build zone. Upon learning

about that we investigated our request further and with other additional searching we feel we did not explain to Mr. Anderson that this was a very temporary footbridge.

We have children of our own and close by that are age's two to eight for a total of 10 or 11 that love to be in our backyard. In an attempt to provide a safer crossing we thought this bridge would be a good idea. We didn't realize that we were doing something that might be considered illegal. We are coming to the board and asking permission to put that temporary foot bridge in place with the understanding that we would constructed it in a manner that could be taken down should Liberty Township need to do any kind of work on the creek. If someone felt that the bridge needed to be moved we could pick the bridge up and move it somewhere else. We would like to do something like that in order to make this possible and we are coming to the Trustees to see if something like that is possible.

The water is usually six inches to 12" deep but can be up to two feet to three feet high during certain times of the year. The children cross by wading or crossing through on some small rocks.

A copy of the plan is attached as part of the permanent record.

Mr. Anderson suggested that Holly Foust, Zoning Inspector, put together a report showing the complexities of what is involved.

Trustee Sybert asked for the addresses so that he may go to look at it and Holly Foust is going to give us a report and could you get us a copy of a resolution from the Home Owners Association has no objection to the structure.

NEW BUSINESS:

RESOLUTION 09-1207-03: Approving Trustee Bond Payment

Mr. Mann moved to approve Resolution #09-1207-03 Approving Trustee Bond Payment. The motion was seconded by Mr. Sybert and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

RESOLUTION 09-1207-04: Authorize Park Dept comp time carryover

Mr. Sybert moved to approve Resolution #09-1207-04 Authorize Park Dept comp time carryover. The motion was seconded by Mr. Mann and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

RESOLUTION 09-1207-05: Approve Havener Park rules regarding motor vehicles and horses

Mr. Sybert moved to approve Resolution 09-1207-05 Approve Havener Park rules regarding motor vehicles and horses. The motion was seconded by Mr. Mann and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

RESOLUTION 09-1207-06: Authorize Zoning Inspector to sign Deerfield mylar

Mr. Mann moved to approve Resolution 09-1207-06 Authorize Zoning Inspector to sign Deerfield mylar. The motion was seconded by Mr. Sybert and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

RESOLUTION 09-1207-07: Authorize Zoning Inspector to sign Deer Creek mylar

Mr. Sybert moved to approve Resolution 09-1207-07 Authorize Zoning Inspector to sign Deer Creek mylar. The motion was seconded by Mr. Mann and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

RESOLUTION 09-1207-08: Authorize 3-year Lease Agreement for Admin Offices

Mr. Sybert moved to approve Resolution 09-1207-08 Authorize 3-year Lease Agreement for Admin Offices. The motion was seconded by Mr. Mann and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

RESOLUTION 09-1207-09: Authorize Annual Employee Recognition Events

Mr. Sybert moved to approve Resolution 09-1207-09 Authorize Annual Employee Recognition Events. The motion was seconded by Mr. Mann and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

RESOLUTION 09-1207-10: Authorize payment for Landscaping - Poliseno

Mr. Sybert moved to approve Resolution 09-1207-10 Authorize payment for Landscaping - Poliseno. The motion was seconded by Mr. Mann and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

RESOLUTION 09-1207-11: Permanent Appropriation Amendment 03

Mr. Sybert moved to approve Resolution 09-1207-11 Permanent Appropriation Amendment 03. The motion was seconded by Mr. Mann and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

Discuss road stub in Wedgewood

Mr. Sybert made a motion to dedicate this piece of road and our road department would start plowing. The motion was seconded by Mr. Mann and roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

Discussion regarding Part-Time Zoning Secretary Position

As a request from the Zoning Boards, Mr. Anderson will have this position posted and will advertise. Resolution 09-0720-07 was drafted and passed at the Trustee meeting held July 20, 2009.

Schedule Budget Discussions

Monday, December 14, 2009, 7:00 pm at the Brewster Office Location

APPROVAL OF MINUTES:

Mr. Sybert made a motion to approve the minutes of July 28, October 5 & 19, November 4 & 16, 2009. The motion was seconded by Mr. Mann and roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

MOTION: Enter into Executive Session at 9:20 pm

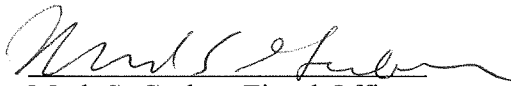
Mr. Mann made a motion to enter into Executive Session pursuant to ORC 122.21 (G)(1) to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, ORC 122.21(G)(4) preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment, and ORC 122.21(G)(3) conferencing with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. Mr. Sybert seconded the motion and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with 2-yes and 0-no vote.

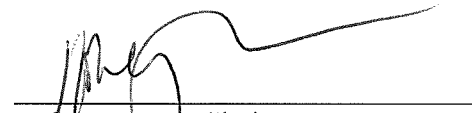
MOTION: Reconvene – Out of Executive Session at 11:00 p.m.

Mr. Sybert made a motion to reconvene out of Executive Session and Mr. Mann seconded the motion and the roll call vote: Mr. Mann-yes and Mr. Sybert-yes. The motion passed with a 2-yes and 0-no vote.

ADJOURNED:

There being no further business Chairperson Mann adjourned the meeting at 11:05 p.m.


Mark S. Gerber, Fiscal Officer


Robert Mann, Chairman
Board of Trustees