

**LIBERTY TOWNSHIP TRUSTEE
RECORD OF PROCEEDINGS
December 6, 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 Monday, December 6, 2010, at 7:35 p.m. at the Liberty Township Hall at 7761 Liberty Road, Powell, Ohio. Board Members present were Mary Carducci, Curt Sybert, and Bob Mann. Also present were Administrator Dave Anderson, Fire Chief Tim Jensen, Fiscal Officer Mark Gerber, and Attorney Craig Paynter. Others in attendance are listed on the attached sign-in sheet.

NEW BUSINESS:

APPROVAL OF MINUTES:

Ms. Carducci moved to approve minutes from November 15, 2010. 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 a 3-yes and 0-no.

CITIZEN COMMENTS: NONE

PRESENTATION: Scott Sonnenberg, Eco-Engineering – SWIF Grant Project Technical Review

Mr. Sonnenberg and Ms. Dutt provided the Trustees with a picture board and explained the processes that will be taken regarding the SWIF Grant Project. A schedule and budget was also given to the Trustees and these are attached as part of the permanent record.

PRESENTATION: Alicia Eckhart, Reconomics – Bikepath Master Plan Updates

Dr. Alicia Eckhart presented the Community Input Results regarding the Trails/Pathways and Park Development. These results are attached as part of the permanent record.

RESOLUTION: 10-1206-01: Approving Purchase Orders

Mr. Sybert moved to approve Resolution #10-1206-01 Approving Purchase Orders. 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: 10-1206-02: Approving Bills and Warrants

Mr. Sybert moved to approve Resolution #10-1206-02 Approving Bills and Warrants. 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: 10-1206-03: 2010 Permanent Appropriation Amendment 4

Ms. Carducci moved to approve Resolution #10-1206-03 2010 Permanent Appropriation Amendment 4. 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 a 3-yes and 0-no.

RESOLUTION: 10-1206-04: Authorization for Temporary Assignment/Internship for Park Worker

Ms. Carducci moved to approve Resolution #10-1206-03 Authorization for Temporary Assignment/Internship for Park Worker. 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 a 3-yes and 0-no.

RESOLUTION: 10-1206-05: Authorize Supervisory Training Program for Fire & Road Departments

Mr. Sybert moved to approve Resolution #10-1206-05 Authorize Supervisory Training Program for Fire & Road Departments. 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 a 3-yes and 0-no.

RESOLUTION: 10-1206-06: Authorization to Waive Sign Fees for the 2011 BIA Parade of Homes

Mr. Sybert moved to amend Resolution #10-1206-06 Authorization to Waive Sign Fees for the 2011 BIA Parade of Homes. 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: 10-1206-07: Authorize Declaring Certain Fire Department Equipment as Surplus

Mr. Sybert moved to approve Resolution #10-1206-07 Authorize Declaring Certain Fire Department Equipment as Surplus. 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 10-1206-08: Accept and Approve Updates to the Bike Path Plan

Ms. Carducci moved to approve Resolution #10-1206-08 Accept and Approve Updates to the Bike Path Plan. 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 a 3-yes and 0-no.

RESOLUTION: 10-1206-09: Approve Two (2) Shop Furnaces for Park Department

Ms. Carducci moved to approve Resolution #10-1206-09 Approve Two (2) Shop Furnaces for Park Department. 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 a 3-yes and 0-no.

RESOLUTION: 10-1206-10: Authorize Dental Insurance Change

Ms. Carducci moved to approve Resolution #10-1206-10 Authorize Dental Insurance Change. 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 a 3-yes and 0-no.

Final hearing of Administrative Review #10-11 Applicants Charles Discoll on behalf of Nelson Farms LLC (owner of lot 5081) and Bradley Jennings (owner of lot 5080) request approval of amendments to the Nelson Farms Development Plan to allow: (1) combination of lots 5080 and 5081; (2) a front yard water impoundment (in-ground swimming pool) on the combined lot; (3) fence regulations divergences to allow more than 50 lineal feet of 54" high fence forward of the rear corners of the house; and (4) construction of a pool house with living space, kitchenette, and furnace. On Sept. 29, 2010 the Zoning Commission voted to recommend approval with the following amendments: (1) that the proposed stone boulder steps in the drainage easement be removed from the plan, (2) that 15 eight-foot tall spruce trees be planted as screening, staggered 10 to 12 feet on center, from the northeast corner of the fencing behind the pool, to the northwest corner of the patio. Any trees that die shall be replaced in the first available planting season; (3) no additional exterior lighting, except for carriage lights at the entrance to the pool house, a light in the pool, and low voltage landscape lights shall be allowed; and (4) The pool house will be considered as entertainment space rather than living space, and it shall not be used as a dwelling.

Mr. Mann moved to approve with the amendment of the landscaping plan as attached and the trees will be 8 ft. 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.

Administrative Review #10-14 – Romanelli & Hughes on behalf of Epcon Communities is requesting to amend the approved Seldom Seen Acres Phase 2 Development Plan to allow the following:

- a) Commencement of construction prior to the installation of the first layer of asphalt.**
- b) Modification of the phasing plan.**
- c) Approval of additional floor plans with a bonus room in the attic area (such units would be counted as three bedroom units).**

This application needs to be designated Major or Minor. If minor, the Trustees may proceed with this hearing of the application without public notice, or they may schedule a time and date for the hearing. If major, it will be scheduled to go before the Zoning Commission.

Chief Jensen stated that Fire Code requirements include that, prior to beginning construction fire hydrants be working, street signs are in place, and provision of an all weather driving surface which would be at least 20 feet wide and support the largest fire truck.

Ms. Carducci moved to designate Administrative Review #10-14 as minor. The motion was seconded by Mr. Sybert 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.

Mr. Mann amended the motion to require that temporary street signs go up now and moved to approve the request as amended. 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.

Hanover Signs on behalf of the Delaware Area Career Center (DACC), 4565 Columbus Pike, is requesting a new monument identification sign. This is a public school and they have given their best attempt to comply with the Sign Code; however, certain features of their proposed identification sign do not comply with the Code. The Board of Trustees is the body that reviews school buildings, signage, etc., and also considered waiving their zoning permit fees.

Mr. Sybert made a motion to approve the new sign and to waive the zoning permit fees. 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.

Reminder: Budget Work Session 7:00 p.m. Tues. Dec. 7th Brewster Lane Conference Room

Budget Discussion – Zoning Department

Ms. Foust presented her budget to the Trustees. Attached is a copy as part of the permanent record.

MOTION: Enter into Executive Session at 9:00 p.m.


Mr. Sybert made a motion to enter into Executive Session pursuant to ORC 121.22 (G)(1) 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 and ORC 121.22 (G)(3) to conference with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action, and ORC 121.22 (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.. 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 vote.

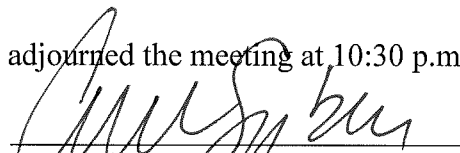
MOTION: Reconvene – Out of Executive Session at 10:30 p.m.

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.

ADJOURNED:

There being no further business Chairperson Sybert adjourned the meeting at 10:30 p.m.


Mark S. Gerber, Fiscal Officer


Curt Sybert, Chairman
Board of Trustees