

RECORD OF PROCEEDINGS

Held

JULY 25, 2017

The meeting was called to order by the President with the Pledge of Allegiance.

Those present were as follows:

Timothy Foley

Alex Turner

R. Dean Wells

Barbara Fletcher

James Scoby

Michael Hively

Motion Mr. Scoby, Second Dr. Wells to approve the minutes of the July 11, 2017 Springfield Township Trustees Meeting.

Mr. Scoby Yes, Dr. Wells Yes, Mr. Foley Abstained not in attendance at that meeting.

Motion Mr. Scoby, Second Dr. Wells to approve the minutes of the July 11, 2017 Springfield Township Public Hearing.

Mr. Scoby Yes, Dr. Well Yes, Mr. Foley Abstained not in attendance at that meeting.

Mr. Foley- Recognized Major Cox from the Clark County Sheriff's Office to address the Trustees.

Major Cox- Provided the Trustees a handout with information on the operational plan he was presenting. Informed the Trustees that the Clark County Sheriff's Office would like to conduct an operation, along with a number of other law enforcement agencies, on August 4, 2017 also called a "Blitz". This would include traffic operations for driving impaired drivers, drug offenses, outstanding warrants, and other criminal offenses. The Blitz would be carried out in several locations in Springfield Township at no cost to the Township. He reviewed the numbers of the success of enforcement of these offenses in operations that had been conducted in other areas of Clark County. The result also had the additional advantage of removing the unfavorable elements of the drug culture that is in the County.

Mr. Foley- Asked Major Cox to confirm that there would be no cost to the Township for this Blitz.

Major Cox- Stated that there would be no cost to the Township for the August 4, 2017 Blitz. He provided information on the number of cars and personnel that may be utilized.

Mr. Scoby-Inquired about the date, after the Blitz, that Major Cox could provide the Trustees with the results. Stating dates for Trustees Meetings in August and September 2017.

Major Cox- He will email and schedule a date to provide the results to the Trustees after verifying the Sheriff's Office schedule.

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Mr. Foley- Is the Township mandated to have additional Blitz's after the August 4, 2017 date?

Major Cox- Stated the Township is under no obligation to have and additional events, unless they choose to continue

Mr. Foley- Stated the Township could monitor the results and decide if they want a second Blitz.

Mr. Hively- Inquired if he could get an estimated cost of a typical Blitz.

Major Cox- Stated that the typical Blitz with 12 officers would cost \$2,800.00

Dr. Wells- Inquired about the hours of the Blitz.

Major Cox- It would be Friday August 4th from 5:00PM to Midnight.

The Trustees thanked Major Cox for his presentation

Mr. Foley- Recognized Charles Patterson from the Clark County Combined Health District (CCCHD) to address the Trustees.

Mr. Patterson- Provided the Trustees a handout with an update on an issue that was brought before the Board at the last meeting concerning 2191 Seminole Ave. He reviewed the timeline from the Health District from when they began to work on this nuisance from the time they received the complaint until July 24, 2017. He had just completed an inspection this evening and stated that significant progress has been made, although it is not a completed abatement at this point. His staff will continue to monitor the property weekly to make sure that they continue to make progress and that garbage outside is removed. Items that are not garbage they can not necessarily remove. He stated that the neighbors are monitoring progress also, and it is not moving as quickly as many would like. He stated from his department's perspective the progress has been very rapid compared to some of the cases that they work on along with the Township that took several months to resolve. Inquired if the Trustees had any questions.

Mr. Foley- Thanked him for his assistance in trash abatement, because that is something Springfield Township does not do. They will do the grass abatement but decided not to pursue trash abatement some time ago because it was too hard to measure what was considered a nuisance versus a non-nuisance.

Mr. Patterson – Stated that this is something his department addresses in every Township and the City of Springfield. Stated that this case has moved forward more rapidly because of the cooperation of the property owner.

Mr. Foley- Asked if this abatement was done through the help of the property owner or did the property owner do the whole thing?

Mr. Patterson- Stated the property owner did the whole thing. He did not see any evidence of the insect problem, but he did not enter the dwelling.

Mr. Foley- If the property owner had not intervened to correct the trash issue, as well as the tall grass issue, then you would have had to go through the Ohio Revised Code process and this could have taken a couple of months?

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Mr. Patterson-Stated that they would have taken it to their Board, based on the timeline provided in the handout the complaint would have been presented at the July meeting. The property owner would have a month to correct the situation. If it was not corrected, the Board would issue a citation to the property owner to appear before the Board to proceed with arguments as to why the Board should not correct the issue and place the cost on the owner's property taxes. At the Board meeting at the end of August the Board would pass an order for the Health Department to abate the problem. Then it would be the third week in August at their next Board meeting to be able to proceed with actions and place on their taxes. They appreciate the property owner stepping up to correct the issues. The issues were corrected more quickly than it would have been in the legal process. Although it was most likely not as quick as the neighbors of that property would have liked since they had to endure this for some time including the insects and the presence of the tall grass. His department could not do anything about the tall grass since it is not in their code.

Mr. Foley – As with the tall grass, to follow the guidelines of the Ohio Revised Code and our Legal Counsel it takes a couple of months to follow all the steps before the property's grass gets cut.

Mr. Patterson- Agreed that it takes two months to follow the process if they do not get any cooperation from the property owner or the occupants. The owner of the property was unable to take possession of the property until July 3rd. He wanted the Trustees to have an update on this property.

Mr. Foley- Thanked Mr. Patterson for his presentation.

DEPARTMENTAL REPORTS

Alex Turner- Road Department

Stated that the Township had survived the 2017 summer storms with very little damage. Two items did surface after the storms. One is at Fairview and State Route 40 that the current drain has been a problem for a long time. He is working on re-designing, and then would need an approval from ODOT and this would be at least in 2018 for completion. The current problem is when there is a heavy rainfall the homeowner's garage floods with two to three feet of water. The garage is attached to the home.

The second issue of flooding is at Rockway that there is a 24" culvert that was installed about 10 years ago and this is undersized for the location. This will also involve the Engineer's Office to design the size of the new culvert. Again this will be a 2018 project. Currently, flooding causes the homeowner's septic system to flood, not just with the recent 5" heavy rain but at least once a year and this is not acceptable.

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Mr. Turner-The Knights of Columbus (K of C) storm sewer system has been installed and will need a final grade after it stops raining.

The paving of S. Bird Rd. and Leffel Lane should begin around August 7, 2017.

August 4th will start the grinding, and the signs are up.

The Trustees have an amendment to the project to recoup as many dollars as possible from the grant to maximize the 74% from the OPWC

Mr. Hively- Inquired if the chip seal was started today?

Mr. Turner The chip seal is completed as of today

Dr. Wells- Inquired about the problem of drainage on Dale Road.

Mr. Turner- He has been to that area twice and cannot find the problem. He will follow up.

Mr. Foley –Inquired if the Fiscal Office wanted to address the budget issues with the Road Department now, or during his report?

Mr. Hively- Stated he could precede now. He reviewed the following items with the Trustees and Mr. Turner. At the beginning of the year he and Mr. Turner set the paving budget at \$150,000.00. The grant monies from OPWC grant will take \$96,782 .00 from that budget number. Chip seal was able to do some additional roads at \$53,000.00 and crack seal at \$20,000.00 putting us at about \$20,000.00 over budget. The funds were there.

Estimates of other repairs such as culverts, costs of drain pipes at \$6,000.00, gravel at \$5,000.00, the Larchmont Road project about \$3,000.00 in paving, and about \$20,000.00 for the Bird Road drainage project. Since the OPWC bids came under budget, we figured the Eichelberger Lane project and the addition to Bird Road that will cost about \$28,500.00. Out of the OPWC grant that would leave a balance of \$35,500.00. To pave Eichelberger Lane and Bird Road it would cost the Township an additional \$7,000.00. The total then for repairs this year so far is \$210,000.00 which should complete all projects without having to come before the Trustees for additional funds. The Township has experienced three fairly mild winters. The salt expenditure of about \$50,000.00 this year could triple with a bad season. Mr. Hively recommends that for the remainder of the year that the Township just limit expenses to maintenance and operating expenses.

Mr. Foley- The Township costs are only 26% of the total project cost because of the OPWC match.

Mr. Turner- Agreed with that recommendation, and requested a copy of the monthly Road Department Budget.

Mr. Hively- The budget can be provided at any time upon request.

Mr. Turner- Asked if the Trustees had any additional questions. There were no questions from the Trustees.

John Roeder- Fire & EMS Department

No Report Chief Roeder Excused- on vacation

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Zoning-

No Report

Abatement-Barb Fletcher

Mr. Foley requested the Floor to make the following statement.

Mr. Foley- "Grass abatement is not a mandated Township function. It is a service the Trustees have decided to provide when grass exceeds 18 inches in height and complaints have been received. The abatement process guidelines are set forth by the Ohio Revised Code (ORC) and our Legal Counsel, the Clark County Prosecutors Office, has given us guidance on how to follow the ORC guidelines. The process is quite involved and lengthy, and requires several weeks if not months to successfully abate the high grass issue. We have been fortunate that usually the grass is abated by the homeowner well before the abatement process runs its entire course. The Trustees determined some time ago not to add trash abatement to our list of ancillary services."

Ms. Fletcher- Reviewed the timeline provided to the Trustees of the 2191 Seminole Ave. abatement process. Starting with the complaint on June 20th, 2017. On June 20th Mrs. Lagos was contacted and stated she would take care of it.

Mr. Foley- Asked if she was contacted by you?

Ms. Fletcher- Responded "Yes". Then on July 8th, when Mrs. Lagos was contacted again, she stated the grass was cut on July 8th. July 11th was the first Trustees Meeting after the complaint was received. This would be the earliest date when a motion can be put before the Trustees on the abatement of tall grass for your approval if the grass had not been cut. After the July 11th meeting the owner would be notified to cut the grass. It is my understanding that speaking to Mrs. Lagos that the grass was cut again on July 21st. If the grass had not been cut after the July 11th meeting then it would have been presented to the Trustees on August 8th at a Public Hearing and the Trustees would vote on a resolution that would give the property owners seven days from the date of the resolution to cut the grass. Based on US mail delivery, since they are notified by certified and regular mail that would have given them until August 17th to cut the grass. The Township would verify if the grass had been cut, and if not, on August 18th the Township would contact a contractor to cut which would mean the grass would be cut sometime after August 18th.

Mr. Foley- Stated that similar to the trash abatement process, if the grass had not been cut by the property owner, it would be until late August, or early September before the Township could have the tall grass abated?

Ms. Fletcher- Agreed based on our contractors schedule the property would be mowed sometime after August 18th.

Asked if the Trustees had any questions. There were no questions from the Trustees.

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Michael Hively- Fiscal Officer

No Report

Asked if the Trustees had any questions on the financial reports. There were no questions from the Trustees.

Motion Mr. Scoby, Second Dr. Wells that the Trustees were in receipt of the Appropriation Status, Revenue Summary, and Fund Status Report.
Mr. Scoby Yes, Dr. Wells Yes, Mr. Foley Yes.

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS

Motion Dr. Wells, Second Mr. Scoby to approve Resolution #2017-098.
To approve the attached Right of Entry agreement between the Springfield Township Trustees and Jerry Dooley, owner of 3667 S. Charleston Pike, Springfield, OH 45502.

Dr. Wells Yes, Mr. Scoby Yes, Mr. Foley Yes.

Discussion:

Dr. Wells- Requested an explanation on the expenses and the demolition for the resolution on the Dooley property.

Mr. Turner-The Township in exchange for the demolition will be gifted a permanent easement for a 36" culvert that drains from the field across Bird Rd. which is a common flood area. The costs of the demolition will be that the labor is being completed "in house" and the dumping fees about \$1,500.00 and could be as low as \$800.00-\$900.00 so the costs are labor and the dumping fees.

Dr. Wells- Inquired if the Road Crew was qualified to perform this demolition and were they covered by insurance for this activity?

Mr. Turner- Stated he believed they were, they have the equipment to do the job, which is minor since they will just be removing what is the overhang/carport area. They will not be removing a permanent structure or a foundation.

Mr. Scoby- Asked if the flooding in that area was historical and substantial?

Mr. Turner- Stated that Route #41 is one the busiest roadways in the Township and the last rainfall there was over 12" of water on the roadway and a car did hydro-plane into a ditch.

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Mr. Scoby –Agreed this was a liability to the Township

Mr. Foley- Township cost is only 26% of the cost with a match. He called for a vote.

Dr. Wells Yes, Dr. Wells Yes, Mr. Foley Yes.

Motion Dr. Wells, Second Mr. Scoby to approve Resolution #2017-099.

To approve the attached motion to approve an Alternative Method of Apportionment of the Local Government fund of Clark County, Ohio.

Dr. Wells Yes, Mr. Scoby Yes, Mr. Foley Yes.

Motion Mr. Scoby, Second Dr. Wells to approve Resolution #2017-100.

To approve the attached change order for the Leffel-Bird resurfacing project DKU09.

Mr. Scoby Yes, Dr. Wells Yes, Mr. Foley Yes.

Motion Dr. Wells, Second Mr. Scoby to approve Resolution #2017-101.

To approve entering an Executive Session to discuss the disciplinary action for a Township employee.

Dr. Wells Yes, Mr. Scoby Yes, Mr. Foley Yes.

RECOGNITION OF SPECIAL GUESTS

Mr. Gary Barnes-Clark Shawnee Schools

No Report

OPEN TO THE PUBLIC

Gary Barnes- 217 Hedge Dr.

Requested a clarification of what was being torn down on St. Route #41 and Bird Rd.

Mr. Foley- The car port/ overhang at the Frost Top near Reid School.

Mr. Barnes- Also wanted the address of the property in question on Seminole.

Mr. Foley- That is 2191 Seminole Ave.

Dale & Susan Horvath-2183 Seminole

Mr. Horvath stated that at the last meeting he came in and gave an in-depth account of what has happened at the property next door to them at 2191 Seminole Ave. and he wants to retrace this for Mr. Foley since he was not present at the meeting. He stated that the back yard had not been cut and referenced the pictures he gave to the Trustees. Mr. Horvath discussed the neighbors and wondered why they never put out trash for pick up.

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Then in April they started noticing an odor coming from the property. On May 22nd they went to see Tom Lagos to see if he could help with the problems. At this point the grass had not been mowed and there was trash in the front and back yard. They explained the issue to Mr. Lagos and he said there was not much he could do about the issues. On June 20th they called the Township to file a complaint and Barb advised his wife that a complaint was taken and the Health Department would be notified. On June 21st Tom Lagos came to the property. He asked Mr. Lagos if he could look inside with him and Mr. Lagos responded OK. The front door to the house was opened and cockroaches scattered. Mr. Lagos then opened the garage service door and the garage was infected with cockroaches and garbage was piled everywhere. On June 22nd Mr. Lagos had the house bombed for roaches and the front yard trash was picked up. He called the Health Department on July 3rd to ask why no one was showing up and he was told no complaint had been filed and referred us back to the Township. On July 3rd Mr. Lagos's employee along with a deputy showed up to sweep the house and change locks. On July 3rd two other people came to the property and began removing trash from the garage and cockroaches where everywhere. Mr. Horvath said he is treating his property now every five days for cockroaches.

Mr. Foley- Asked Mr. Horvath if he could interject here stating we were all sympathetic. Charlie Patterson has gone through the Ohio Revised Code process for the trash abatement and Mr. Foley has gone through the Ohio Revised Code process for grass abatement.

Mr. Horvath- Inquired of Mr. Foley if he had told Barb not to call the Health Department.

Mr. Foley- Stated he was not involved with the Health Department and he was not a party to the June 20th complaint phone discussion between Mrs. Horvath and Barb regarding the grass and trash abatement issue. Mr. Foley also stated he was never made aware there was a trash issue probably because the Township only deals with grass abatement. Stated that he did not instruct Barb to not call the Health Department.

Mr. Horvath- Asked if it would do any good for him to continue?

Mr. Foley - Stated it will not do him any good to go on because number one the Township is only responsible for grass abatement. Charlie has already gone through the process for the trash abatement.

Mr. Horvath- Stated that one of the two of you are lying.

Mr. Scoby- Stated to Mr. Horvath that he has a right to share.

Mr. Horvath- Stated to Mr. Foley that he had let them down.

Mr. Foley- Stated the Township has a policy that the public forum is supposed to have only provide five minutes per person for a presentation. Mr. Foley informed Mr. Horvath that he used his five minutes and the Public Forum was closed.

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CLOSING REMARKS BY TRUSTEES & FISCAL OFFICER

Dr. Wells-None
Mr. Scoby-None
Mr. Foley-None
Mr. Hively-None

NEXT MEETING

Tuesday August 8, 2017 the Trustees Abatement Public Hearing will begin at 6:15 PM.

Tuesday August 8, 2017 the Trustees Meeting will begin at 6:30 PM.

Due to the Special Election being held in the Township's Meeting Room the Public Hearing and the Trustees Meeting will be held at another location, to be determined, in the Administration Building.

Motion Mr. Scoby, Second Dr. Wells to adjourn to Executive Session to discuss the disciplinary action for a Township employee.

Mr. Scoby Yes, Dr. Wells Yes, Mr. Foley Yes.

Motion Mr. Scoby, Second Dr. Wells to return to the Public Forum of the Trustees Meeting.

Mr. Scoby Yes, Dr. Wells Yes, Mr. Foley Yes.

MOTION TO ADJOURN

Motion Mr. Scoby, Second Dr. Wells to adjourn the July 25, 2017 Springfield Township Trustees Meeting.

Mr. Scoby Yes, Dr. Wells Yes, Mr. Foley Yes.

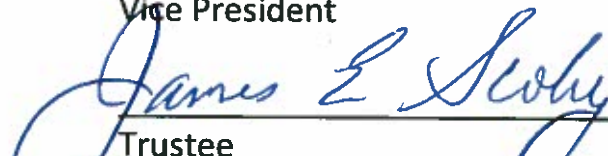
RESPECTFULLY SUBMITTED:




President



Vice President



Trustee



Fiscal Officer

