

EDINBURG TOWNSHIP TRUSTEES REGULAR MEETING

Edinburg Townhall

May 31, 2012

Thomas Repcik called the regular meeting of the Edinburg Township Trustees to order at 7:30 p.m. with the Pledge of Allegiance. Roll call shows: Diane Austin, present; Thomas Repcik, present; Sandra Templeton, present; Judy Repcik, present; Chris Diehl, present; Tim Paulus, present; Tami Scott, present.

RESOLUTION 2012-80: A motion was made by Sandra Templeton to approve the Agenda as presented; this was seconded by Diane Austin. Roll call shows: Diane Austin, yes; Thomas Repcik, yes; Sandra Templeton, yes.

COMMENTS OR QUESTIONS FROM PERSON(S) IN ATTENDANCE:

Denise Sondereker, Zoning Commission/Resident
William Cartwright, Zoning Commission/Resident
Deborah Myers, Zoning Commission/Resident

Denise Sondereker: I wanted to know—it's been a couple of months since I gave you the packets on the windmill things—if you've had a chance to look at them and if you had any additional comments, concerns, questions or anything about that?

Sandra Templeton: I don't think we've really discussed anything between us.

Diane Austin: Not since then.

Denise Sondereker: I wanted to clarify one thing too that we brought up then when we were saying the smaller lots—that they wouldn't be able to have one—the windmill sizes are based on the width of the lot for the fall zone so the 80-foot was the maximum height for a certain size lot—but if you had a narrower lot, it just would mean that you couldn't have an 80 foot tower—I know that was one of the concerns was that everybody couldn't have one if the lots were smaller. They could, they just couldn't be as tall—so if somebody had a 60-foot wide lot, they could have a 20-foot high tower instead of an 80-foot tower. I didn't know if it would be better if instead of basing it on the lot size, if we did it on lot width.

I tried to explain at our meeting what the objections were to report back, I thought maybe you would want to tell the rest of the [Zoning] Commission—like highlight—

Sandra Templeton: I've looked it over, but like I said, we haven't discussed any of it.

Tami Scott: I think the problem is you guys are coming to the Trustees for advice on zoning and—

Diane Austin: We can't give it to you.

Tami Scott: They can't give you advice on zoning. You can write your questions down, if you think you have a question that's a problem with zoning and that can be directed to Chris Meduri but these guys aren't allowed to do that.

Diane Austin: We aren't allowed to give you—we can't be zoning people. We have to approve it after it's gone through all the channels or say no. So that's why we have to be really careful. We're in a public meeting. If we tell you this is what we want you to do, we're writing zoning and we can't. When I had Tami's job and I won for Trustee, I got a letter from the prosecutor's office telling me that because I had been zoning inspector for so long that I had to be very cautious--so for years I didn't even have a book in my possession so that when people came in I said I can't talk about zoning—well, first it was Carl and then Tami—there's been a couple of times she'll ask me if I remembered stuff but it's things that pertain to me not things I was directing her way. I know that doesn't really help you but—

Tami Scott: I think what you guys have to do is write down what you want. Then you direct it to Chris Meduri to see if it'll fit into the legal standards of everything. Then after that, then you come back and write it exactly to what is said, legally. Then after that it can be presented to the Trustees. They'll either agree to have it amended into the zoning or they'll disagree.

Diane Austin: Don't we have to send it to Regional Planning first or did that change?

Tami Scott: It's already been to Regional Planning.

Diane Austin: It's been to Regional Planning and they accepted it as it was? So you don't have to send the amendment back? We have until the end of the year, I know that.

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Tami Scott: Yeah. We are gonna to send the amendment back to them because they are paid for until the end of the year.

Sandra Templeton: So Chris has not really seen any of this yet, correct?

Denise Sondereker: No. At our meeting there were several questions—so I didn't know if you—there are three different questions that we had to ask Chris so—

Tami Scott: I haven't seen the minutes yet so I don't know if she hasn't gotten to them yet.

Denise Sondereker: Ok.

Tami Scott: That's your best bet. But remember when you're writing it, you got to write it zonable. You've got to remember what a zoning inspector can and can't do. You got to make it within the limits that the zoning inspector is able to zone on. We cannot make anything out there so questionable that the zoning inspector can never zone on and we're putting things into the book that—

Sandra Templeton: You can't enforce.

Diane Austin: The more unenforceable things we have in our book, the less effective our book is. When Deerfield lost their zoning, they had 96 court cases on the books. In the eight years I was zoning inspector, I went to court three times cause we tried to work with everybody. The thing is it's just like semi trucks they can sit somewhere 72 hours. They move that truck for five minutes and put it back, well, who's gonna watch it for 72 hours? There are a lot of things like that—it's not just our township, it's all the townships around. We try, because you're thinking you're in a residential area you're trying to preserve the residential but we can't stop people from making a living.

Tami Scott: And you can't zone on noise. I'm telling you from Deerfield speedway's lawsuit. Because if you don't have a decimal reader and you don't have a correct, all this and that, you lose—you lose that.

Denise Sondereker: So we should write changes on this and send this to Chris?

Tami Scott: Change it, give it to Karen--Karen can type it up, she can give it to me and I'll forward it to Chris Meduri. You can also forward it back to Regional Planning because we'll be with them until the end of the year and then get their opinions back and then you can look at them.

Diane Austin: We tried to put in a dog-barking ordinance, remember that? We had no way to enforce it.

Tami Scott: Actually, you need a constable to be able to enforce those to be able to write tickets.

Sandra Templeton: They did send us exactly what to put in and then we put it in and then it was unenforceable

Diane Austin: Somebody challenged it and lost.

Denise Sondereker: Well—ok.

Sandra Templeton: Sorry.

Thomas Repcik: Bill, do you have something? No, thank you. Is that it then, Denise?

Denise Sondereker: That's it, thank you.

Sandra Templeton: Thank you, Denise.

RESOLUTION 2012-81: A motion was made by Diane Austin to approve the minutes of the May 10, 2012 Regular Meeting as presented; this was seconded by Sandra Templeton. Roll call shows: Diane Austin, yes; Thomas Repcik, yes; Sandra Templeton, yes.

CORRESPONDENCE

OLD BUSINESS

--Facebook Site

Tom spoke to Chris Meduri and he doesn't have a problem with the Township having a Facebook page--the Township just has to have the controls in place to prohibit any derogatory comments, etc. Chris also said if nothing is posted until it's approved then that's good. All agreed that it would be fine to have Gary proceed

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on this. Diane suggested that each of the Trustees and Tami should be administrators on the Facebook page. All agreed. Tom instructed Tim to formulate a policy as he's putting the Facebook page together.

--Clean Up Day - June 1st & 2nd

--Public Records Training at Edinburg Townhall on Monday, June 4

NEW BUSINESS

--Grassroots Clippings Newsletter – via email

--First Energy notice - they're closing down four power plants and will be switching power from a plant in Pennsylvania. If they have to put new towers in, they will be buying property. This is planned for 2014.

--OTARMA update - Denise was asked and she is interested in attending the Zoning training in Rootstown on July 31st.

--Letter from Portage County Commissioners

The Commissioners will be coming around and asking for funding on some of the County organizations. Tim talked with John Barber and they were going through some old files and found a Memorandum of Understanding that all of the townships signed in 1989. It is to collect 5 cents per person, which would only amount to about \$7,900 countywide. This has never been collected and they're not going back. Tim feels this will be a topic of discussion at the next chief's meeting on Tuesday. He'll know more after that meeting and will bring report to the next meeting.

--Cemetery Deed – The Trustees signed a cemetery deed.

DEPARTMENT REPORTS

Tami Scott - Zoning Inspector, Zoning Secretary, Administrative Secretary & Parade

--She made/received 30 phone calls.

--She issued 2 permits.

--She reported that the park pavilions are almost full for every weekend in July.

--She will be out on medical leave for three weeks starting June 13 through July 7 (back in office July 11).

She will record on the voicemail message that 'due to a medical leave, permits will be issued by appointment only' and Judy will meet residents to issue permits. This will also be announced in the newspaper, on the website and the Edinburg News.

Chris Diehl - Roads, Buildings, Cemetery and Park

--He reported that everything is all set for Clean Up Friday and Saturday.

--He reported that they've been starting to mow the roadsides.

Tim Paulus - Fire Department Report

Grants

--He'll have more information at the next meeting on the FEMA Grants, which will be opening soon.

He's looking to apply for a new cardiac monitor for the squad.

Station

--He reported that the water heater should be installed next week.

Personnel

--He confirmed that Joe is staying full time.

Judy Repcik - Fiscal Officer Report

She presented:

--Cash Summary Year to Date

--2013 Tax Revenue Resolution– She presented a corrected resolution for signatures.

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TRUSTEE REPORTS

Sandra Templeton

She had nothing further to report at this time.

Diane Austin

She had nothing further to report at this time.

Thomas Repcik

He thanked everyone who helped make the Memorial Day services go so well: Tami, Chris and Tim. They went smoothly. Thank you much!

RESOLUTION 2012-82: A motion was made by Diane Austin to approve the payment of the bills; this was seconded by Sandra Templeton. Roll call shows: Diane Austin, yes; Thomas Repcik, yes; Sandra Templeton, yes.

RESOLUTION 2012-83: A motion was made by Sandra Templeton that the meeting be adjourned at 8:03 p.m.; this was seconded by Diane Austin. Roll call shows: Diane Austin, yes; Thomas Repcik, yes; Sandra Templeton, yes.

Thomas Repcik, Chairperson

Diane Hargett Austin, Trustee

Sandra K. Templeton, Trustee

Judy Repcik, Fiscal Officer