

Berkshire Township Trustees Regular Meeting  
June 27, 2016

Rod Myers called the meeting to order at 7:00 p.m.

Roll Call; Bill Holtry, here; Rod Myers, here; and Mike Dattilo, here.

Rod made a motion to go into Executive Sessions ORC 121.22G1-7 to discuss employment/appoint of personnel and legal counsel for legal issues. Second by Bill Holtry. Vote: Unanimous

Rod invited Jeff George, Township Administrator to attend this Executive Session.

Rod made a motion to return from Executive Session at 7:38 p.m.

Second by Bill. Rod advised the Board had no more interviews and they had made a decision to hire Andy Kerr as the replacement to Kim Bowling on the Berkshire Township Zoning Board.

Bill made a motion to approve the Regular Meeting Minutes from June 13, 2016. Seconded by Mike. Vote: Unanimous

Bill made a motion to approve the Special Meeting Minutes of June 20, 2016 and June 21, 2016. Mike second. Vote: Unanimous.

Trevor from Lawhon & Associates was here to explain a proposal give to the Trustees on testing of the soil by the barn area. After discussion, the Trustees decided to discuss exactly what details they want in the testing.

Public Participation

Jenny Buell – Cheshire Road

Susan Stanton – Domigan Road

Elle Ebe – Holly Woods Dr.

Old Business:

Chris Rinehart – Trustees are waiting on more information

3B's and K Road – 4 Culverts

Flow Line is going out with Mike Dattilo on Thursday to check the culverts and possible have to repair them for safety.

Shawna Burkham showed the Trustees a finished sample booklet for Berkshire Cemetery.

New Business:

TIF Resolution

Trustee Myers read the Resolution: A Resolution exempting improvements to certain real property from real property taxes identifying certain public infrastructure improvements that are a public purpose and, once made, will directly benefit that real property, requiring the owners of that real property to make service payments in lieu of taxes; establishing a township public improvement tax increment equivalent fund; and related authorization.

16-6-10 Bill Holtry made a motion to approve the TIF Resolution. This resolution was discussed at the regular meeting at 1454 Rome Corners Road, Galena Ohio 43021 on June 27, 2016 with all Board members present. Second by Mike Dattilo. Vote: Bill Holtry, yes; Rod Myers, yes; and Mike Dattilo, yes.

Economic Development

Trustee Holtry read the Resolution as

Resolution approving and adopting an economic development plan in connection with proposed tax increment financing.

16-6-11 Rod made a motion to approve the Economic Development Resolution voted on in a regular meeting at 1454 Rome Corners Road, Galena, and Ohio 43021 with all members present. Second by Bill Holtry. Vote: Bill Holtry, yes; Rod Myers, yes; and Mike Dattilo, yes. Rod explained he and Jeff George met with the Sunbury Village officials to discuss the JEDD. Sunbury advised they will get back to Berkshire sometime after the 4<sup>th</sup> of July, 2016.

Trustees commented on Tanger Mall and how nice everything went on opening day.

Jeff George advised the Trustees that a new laptop is needed for the Cemetery Sexton, Larry Buell. Trustees approved the purchase of this.

16-6-12

Rod made a motion to approve the Delaware County Bank & Trust Co agreement for deposit of public funds beginning June 30, 2016 and ending June 30, 2021 both inclusive (the deposit period) it will accept for deposit and safekeeping. Second by Mike. Vote: unanimous

16-6-13 Bill made a motion to authorize the fiscal officer to draw upon the funds to pay the bills. Second by Mike. Vote: Unanimous

16-6-14 Bill made a motion to adjourn the meeting at 8:30 p.m. Second by Mike. Vote: Unanimous

RESOLUTION NO. 16-7-2

**A RESOLUTION RESCINDING RESOLUTION 14-3-8 FOR A NEW INTERCHANGE**

**WHEREAS**, the Berkshire Township Board of Trustees (the "Board") had previously passed Resolution No. 12-8-19, endorsing an interchange to north or south of the current I-71, 36/37 Interchange; and

**WHEREAS**, the passage of that Resolution was largely dependent upon the understanding that any new interchange would only be approved upon "verifiable" confirmed funding by private and public parties. Moreover, at the time of passage, both proposed interchanges were wholly located within the unincorporated area of Berkshire Township; and

**WHEREAS**, the Board now understands that ODOT has endorsed a potential southern interchange located entirely outside of the unincorporated limits of Berkshire Township; and

**WHEREAS**, the Board further understands that the proposed southern interchange would be afforded funds to the tune of \$16,500,000 which were originally and specifically designated for "Design Year" improvements to the I-71, 36/37 Interchange area; and

**WHEREAS**, the Board believes that the jurisdictional change in the proposed interchange, along with the diversion of funds from the I-71, 36/37 Interchange to the proposed southern interchange represents a fundamental and significant impact which necessitates a change in the Township's position; and

**WHEREAS**, the Board has consistently stated that it will only endorse an interchange approved by ODOT with "verifiable" confirmation of financing by all public and private parties, excepting therefrom the \$16,500,000 identified in TRAC Application 2016-006.05 Project Name DEL-71-7.91, I-71 US 36/37 Interchange Improvements; and

**WHEREAS**, based largely in part upon the assumptions, understandings, representations and reasons set forth above, the Board believes it is in the best interest of the Township and its residents to rescind Resolution No. 12-8-19.

**RESOLUTION**

**NOW THEREFORE**, upon motion of Bill Hottel,  
seconded by Rodney V Meyers, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF BERKSHIRE TOWNSHIP, DELAWARE COUNTY, OHIO THAT THE FOLLOWING RESOLUTION BE AND IT HEREBY IS ADOPTED:

**Section 1.** The Board of Trustees hereby rescinds Resolution No. 12-8-19.