

BOARD OF TRUSTEES OF HARRISON TOWNSHIP  
LICKING COUNTY, OHIO  
MINUTES OF REGULAR MEETING JANUARY 5, 2009

The Harrison Township Trustees met in regular session on January 5, 2009 at the Township Administration Building. The meeting was called to order at 5:00 p.m. by the Fiscal Officer, Carolyn Elder and she led those present in the Pledge of Allegiance. The Fiscal Officer called the roll, and the following members and guests were present:

Trustee	Ray Foor
Trustee	Larry Kretzmann
Trustee	Eric Smith
Fiscal Officer	Carolyn Elder
Road Superintendent	Ben Patterson
Guest	Jason Carr from Wilson, Shannon & Snow, Inc.
Guest	Daniel Soland, 152 Irving Wick Drive E
Guest	Beth Carl, 152 Irving Wick Drive E
Guest	Jennifer Noble
Guest	Vicki Noble

Carolyn Elder opened the nominations for President of The Board of Trustees for the year 2009.

**-Ray Foor nominated Larry Kretzmann. Eric Smith seconded the motion. Roll call: Foor YES, Kretzmann YES and Smith YES.** Motion passed. Carolyn Elder asked for nominations for Vice President of The Board of Trustees for the year 2009. **Larry Kretzmann nominated Ray Foor. Eric Smith seconded the motion.** Roll call: Foor ABSTAIN, Kretzmann YES and Smith YES. Motion passed.

**-Eric Smith moved a motion for the Board to go into executive session for the purpose of an Audit Conference at 5:07 p.m. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES.** Motion passed.

**-Ray Foor moved a motion for the Board to go into Regular Session at 6:09 p.m. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES.** Motion passed.

**-Ray Foor moved a motion to appoint Larry Kretzmann to the Fire Board for a one year term. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES.** Motion passed.

**-Eric Smith moved a motion to appoint Ben Patterson the Road Superintendent in charge of all maintenance and repair of the roads within the township and supervise all township road employees, to appoint Casey Casto the Zoning Inspector and appoint Nettie Salmons the Zoning Secretary of both the Zoning Commission and the Board of Zoning Appeals. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES.** Motion passed.

**-Ray Foor moved a motion that Nettie Salmons, the Zoning Secretary will be paid an annual salary of \$2,400.00 plus \$110.00 per meeting. Members of the Zoning Commission and the Board of Zoning Appeals will be paid \$60.00 per meeting. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES.** Motion passed.

**-Ray Foor moved a motion to appoint Larry Kretzmann, Casey Casto, Doug Smith, Martha Tykodi and Phil Gurile to the Depot Board for a 1 year term. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**-Ray Foor moved to reappoint Elaine McLaughlin to the Zoning Commission and Scott Van Den Berg to the Board of Zoning Appeals. Both are for a 5 year term. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**-Ray Foor moved a motion that Shirley Ashbrook is no longer the Assistant Zoning Inspector as of 12/31/2008 and the position was not filled. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**-Ray Foor moved a motion to set the Holiday Schedule as follows for employees Ben Patterson, Mike Stickle and Casey Casto**

**New Years Day, Thursday, January 1**

**President's Day, Monday, February 16**

**Memorial Day, Monday, May 25**

**Independence Day, Friday, July 3**

**Labor Day, Monday, September 7**

**Columbus Day, Monday, October 12**

**Veterans Day, Wednesday, November 11**

**Thanksgiving Day, Thursday, November 26**

**Day after Thanksgiving, Friday, November 27**

**Christmas Day, Friday, December 25**

**3 personal days (approved by supervisor)**

**Holiday Schedule for employee Tony Trapp is as follows:**

**New Years Day, Thursday, January 1**

**Independence Day, Friday, July 3**

**Thanksgiving Day, Thursday November 26**

**Christmas Day, Friday, December 25**

**Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith Yes. Motion passed.**

**-Ray Foor moved a motion to continue to pay Health, Dental, Vision, and Life Insurance for Trustees Larry Kretzmann, Ray Foor, Eric Smith, Fiscal Officer Carolyn Elder, and employees Ben Patterson and Mike Stickle and dental, vision and life insurance for employee Casey Casto. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

From the Floor: Daniel Soland inquired about purchasing township property at 6780 Outville Road. The Trustees are not interested in selling the property.

**Eric Smith moved a motion to reduce load limits on Township Roads from January 15 – April 15, 2009. The following roads are affected: CR 34 – Blacks Road from Pataskala to SR 37 (Harrison Township) and CR 40 – Outville Road from CR 25 to CR 138 (Harrison Township). The Licking County Engineer shall post Load Limit reduction signs which conform with the OMUTCD at both ends and at the points of intersections by principal roads, no less than one**

**day before the load reduction takes effect. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

#### Zoning Report

There was no income for the month of December.

From the Floor: Jennifer Noble

Jennifer thanked the Trustees and the road crew for all of their help during the Outville Christmas Parade and Celebration. Her organization has purchased tables and left them at the Township Garage for future use. The Christmas Parade will be December 12, 2009 at 3:00 p.m. this year. Plan to attend.

Road Report - Ben Patterson, Road Superintendent

**-Eric Smith moved to approve a Then & Now purchase order for road salt from Morton Salt for \$5,889.40. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith Yes. Motion passed.**

**-Eric Smith moved to approve \$20,000.00 for a purchase order to Morton Salt for road salt. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

Ray Foor instructed Ben to make sure he has a pump for fuel if there would be no electric. He suggested purchasing a pump that could be hooked to a truck battery. Ben is working on preparations to sell the excavator. The Trustees want to have bids ready by the next meeting for trucks they are interested in purchasing. The Trustees instructed the Fiscal Officer to close the Farm Plan account (line of credit used to purchase parts and equipment). Ben will take care of the Annual Inventory Report due the second Monday in January.

#### Old Business:

The Trustees are interested in the Working Partners program but would like to discuss this at a work session at an upcoming meeting. The Playground is complete and payment should be sent. The Licking County Planning Commission will be notified of the completion of the playground. In a letter from the Engineer the roadways Zachary Drive, Erika Court and Brittany Court within Phase II of Brittany Woods have had all improvements required for acceptance of the roadways. The Trustees are still interested in receiving two tornado sirens. The cost will be \$12,000.00 per pair if they install and \$6,100.00 per pair if we install.

#### New Business:

The one mill road and bridge levy that expires in 2009 cannot be put on the ballot until November of 2009. The Trustees certified the annual mileage report which states Harrison Township is responsible for maintaining 45.25 miles of public road. The Fiscal Officer will file the report with the County Engineer.

**-Larry Kretzmann moved to adopt Resolution 2009 01 05 01 which states: The Harrison Township Trustees approve a development and compensation agreement relating to the development of certain property in the City of Pataskala (JRS Ordinance & JEDD Resolution).**

**Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed. Larry Kretzmann will forward a copy to Eric Fox.**

**-Eric Smith moved a motion for the Fiscal Officer to request an advance on our Real Estate Taxes for the entire year of 2009. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**-Eric Smith moved a motion to approve all Blankets and Super Blankets opened by the Fiscal Officer for 2009. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**-Ray Foor moved to adopt Resolution 2009 01 05 02 which states: The Harrison Township Trustees authorize the Fiscal Officer to close Fund 04A, the Road and Bridge – Borrow Fund, in the amount of \$7,154.23 and deposit the funds in the Road and Bridge Fund 04. The Fiscal Officer has received permission from Cindy Haas of the Licking County Auditor's Office. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**-Ray Foor moved to adopt Resolution 2009 01 05 03 which states: The Harrison Township Trustees authorize the Fiscal Officer to close Fund 15, the General (Bond) (Note) Retirement Fund, in the amount of \$3,667.88 and deposit the funds in the General Fund 01. The Fiscal Officer has received permission from Lori Stadley of the Licking County Auditor's Office. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

Trustee Eric Smith

The house at 6780 Outville Road has been tested for asbestos and has flooring and drywall that will need to be removed. Eric Smith will prepare a bid package for abatement and a bid package for demolition. **Eric Smith moved a motion to change the Township's Nextel plan to the Business Essentials plan with 1000 anytime cell minutes, which includes nationwide long distance; unlimited two way-direct connect; nights and weekends start at 7:00 p.m.; caller ID; voice mail; and unlimited Sprint to Sprint calling. These changes will begin on January 18. Since this plan includes long distance calls the Trustees are authorizing the AT&T account be closed once the new Nextel plan has been established. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed. Eric Smith moved to pay the bill to Lepi Enterprises, Inc. for the asbestos material study in the amount of \$780.00. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.** The Bicentennial Plaque was presented for viewing and will be placed at the Township Complex.

The Trustees discussed that employee Ben Patterson and Casey Casto should keep logs of their daily activities for Trustees review.

**Ray Foor moved a motion to approve the minutes from the December meeting with no additions or corrections and to pay warrants 8988 – 9050 as well as mid month bills and salaries and to also approve all transfers between appropriation line items and any Then and Now Certificates. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**Ray Foor moved a motion to set a vacation policy. Employees receive 1 week vacation their first calendar year, 2 weeks vacation their second calendar year and must have 7 years of service to receive 3 weeks vacation (which is the maximum amount that can be received). Vacation time starts on January 1<sup>st</sup> and cannot be carried from year to year. For 2009 Ben Patterson and Mike Stickle will receive 2 weeks vacation and Casey Casto will receive 3 weeks vacation. Eric Smith seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**Ray Foor moved a motion to approve 2 weeks vacation (80 hours) for Mike Stickle for 2008. Larry Kretzmann seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**Eric Smith moved a motion to keep the Township's purchase order limit set at \$1,500.00. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

**Eric Smith moved a motion for The Board of Harrison Township Trustees to meet in Special Session for the purpose of Township business on January 19, 2009 at 9:00 a.m. at the Township Administration Building. Ray Foor seconded the motion. Roll call: Kretzmann YES, Foor YES and Smith YES. Motion passed.**

The Fiscal Officer passed out various pieces of correspondence and the Financial Reports for the Trustees to review. Trustees signed checks and other required paperwork.

Being no further business, Chairman Larry Kretzmann adjourned the meeting at 9:30 p.m.

Respectively Submitted,

Carolyn I. Elder  
Harrison Township Fiscal Officer

Resolution 2009 01 05 01  
Resolution 2009 01 05 02  
Resolution 2009 01 05 03 are included in the January 5, 2009 Minutes.

**BOARD OF TOWNSHIP TRUSTEES OF HARRISON TOWNSHIP, OHIO**  
**TOWNSHIP RESOLUTION 2009 01 05 01**

**IN THE MATTER OF APPROVING A DEVELOPMENT AND  
COMPENSATION AGREEMENT RELATING TO THE DEVELOPMENT OF  
CERTAIN PROPERTY IN THE CITY OF PATASKALA.**

This day, January 5, 2009, the Board of Trustees of Harrison Township met in regular session, members present Larry Kretzmann, Ray Foor and Eric Smith.

Mr. Kretzmann moved the adoption of the following:

WHEREAS, Licking County, Ohio (the "County") is the "JRS Grantee" of an Ohio Department of Development (the "ODOD") Job Ready Site Grant (the "JRS Grant") under a JRS Grant Agreement between the ODOD and the County assigned the ODOD JRS Grant Control Number of ECDD 07-191 (as the same may be amended and supplemented in accordance with its terms, the "JRS Grant Agreement"); and

WHEREAS, Howard P. Emswiler, Trustee of the Howard P. Emswiler Revocable Trust U/A dated December 27, 1978 as amended, Rosemary A. Emswiler, Trustee of the Rosemary A. Emswiler Revocable Trust U/A dated December 27, 1978 as amended (together, the "Emswiler Trusts"), Red Chip Farms, Inc., an Ohio corporation (the "Corporation"), the City of Pataskala, Ohio ("Pataskala"), the County and a Contractor to be determined (the "Contractor") have agreed to work cooperatively in order to fulfill the requirements of the JRS Grant Agreement; and

WHEREAS, there is within the County and partially located in Pataskala, an area with is suitable for commercial and industrial development and which is generally described in Exhibit A hereto (the "Development Area"); and

WHEREAS, to facilitate such development, it is necessary to construct certain public infrastructure improvements consisting generally of the construction of a public roadway as an extension of Etna Parkway from its present terminus north Broad Street (State Route 16), (generally, the "Project"); and

WHEREAS, pursuant to Ohio Revised Code ("R.C.") Section 3735.671, Pataskala has proposed to enter into one or more Community Reinvestment Area Agreements with the Corporation or its assigns (collectively, the "CRA Agreement"), under which Pataskala would provide property tax exemptions for up to fifteen (15) years for up to 100% of the assessed valuation of new structures in a portion of the Development Area which is defined as the "Project Site"; and

WHEREAS, to enhance the feasibility of the Project, the City Council for Pataskala has passed an amended ordinance (the "TIF Ordinance") declaring improvement to the parcels of real property comprising the Project Site to be a public purpose and exempt from real property taxation.

WHEREAS, to enhance the feasibility of the Project, the Board of County Commissioners of the County is expected to pass or has passed a resolution (the "TIF Resolution") declaring the improvement to certain parcels of real property located south of Refugee Road and outside of the Project Site to be a public purpose and exempt from real property taxation.

WHEREAS, consistent with Ohio Revised Code Section 5709.82, Pataskala, the City of Newark ("Newark"), Harrison Township (the "Township"), the County, the Emswiler Trusts, the Corporation, and the Contractor have agreed on the terms of a Development and Compensation Agreement in the form attached hereto as Exhibit B and incorporated herein by this reference (the "DC Agreement"), providing, among other things, for:

(i) agreement by Pataskala, Newark and the Township to proceed diligently to enter into a Joint Economic Development District Contract pursuant to R.C. Sections 715.72 through 715.81, providing, among other things, for establishment of a Joint Economic Development District (the "JEDD") pursuant to those Sections, inclusive of the Project Site, thereby affording the opportunity for levy of an income tax within the JEDD to be used for purposes including construction of public infrastructure improvements serving the JEDD and income tax sharing as described below; and

(ii) distribution of such income tax revenues from the JEDD, including distributions to the Township, the County, the School Districts, the Licking County Joint Vocational School District, the West Licking Joint Fire District, Pataskala, Newark and the board to be established to administer the JEDD; and

WHEREAS, in connection with the Proposed CRA Agreement, as well as the passage of the TIF Ordinance and the TIF Resolution, the Township desires to approve the DC Agreement to support the Project and to provide for the levying of the JEDD income tax and the use of the JEDD income tax revenues, all of which enhance the economic development efforts to the City;

**NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees for Harrison Township, Ohio:**

SECTION 1. The Board hereby approves the DC Agreement, and authorizes any representative of this Board to execute the DC Agreement in substantially the form attached hereto as Exhibit B, with such non-material and/or non-adverse changes as may be deemed appropriate by that representative. Such execution on behalf of the Board shall constitute conclusive evidence of this Board's approval of any such changes. This Board further authorizes and directs the appropriate Township officers to take any further

actions, and to execute and deliver any further agreements, certificates or documents that are necessary, reasonable or appropriate to carry out the purposes of the DC Agreement.

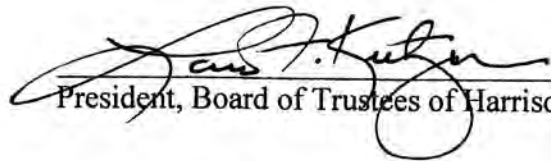
SECTION 2. This Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including R.C. Section 121.22.

WHEREFORE, this Resolution shall take effect and be in force from and after its passage.

Mr. Foor seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Kretzmann, Ray Foor and Eric Smith voted in favor of the Resolution.

Passed this 5<sup>th</sup> day of January, 2009.

  
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President, Board of Trustees of Harrison Township

I hereby certify that this is a true and complete copy of the Resolution adopted by a majority of the full membership of the Board of Trustees of Harrison Township at its meeting held on January 5, 2009, as was recorded by me in the official proceedings of the Board.

Carolyn L. Elder  
Clerk of the Board of Trustees

HARRISON TOWNSHIP  
CLOSE FUND 04A

WHEREAS: The Trustees of Harrison Township, Licking County, Ohio, are authorizing the Fiscal Officer to close Fund 04A and move the money to Fund 04.

The Board of Trustees of Harrison Township, Licking County, Ohio met in regular session at the Administration Building on January 5, 2009 with the following members present: Larry Kretzmann, Ray Foor and Eric Smith.

THEREFORE: The Harrison Township Trustees hereby authorize the Fiscal Officer to close Fund 04A, the Road and Bridge – Borrow Fund, in the amount of \$7,154.23 and deposit the funds in the Road and Bridge Fund 04. The Fiscal Officer has received permission from Cindy Haas of the Licking County Auditor’s Office on January 5, 2009.

Ray Foor moved to adopt the resolution; Eric Smith seconded; and the vote was as follows:

Larry Kretzmann	<u>YES</u>
Ray Foor	<u>YES</u>
Eric Smith	<u>YES</u>

Adopted January 5, 2009

Certificate

State of Ohio, Licking County

I the undersigned Fiscal Officer of Harrison Township, Licking County, Ohio, certify that the foregoing Resolution No. 2009 01 05 02 is taken and copied from the record of proceedings of the township and that it has been compared by me with the resolution on the record and it is a true copy.

January 5, 2009  
Date

\_\_\_\_\_  
Fiscal Officer

HARRISON TOWNSHIP  
CLOSE FUND 15

WHEREAS: The Trustees of Harrison Township, Licking County, Ohio, are authorizing the Fiscal Officer to close Fund 15 and move the money to the General Fund 01.

The Board of Trustees of Harrison Township, Licking County, Ohio met in regular session at the Administration Building on January 5, 2009 with the following members present: Larry Kretzmann, Ray Foor and Eric Smith.

THEREFORE: The Harrison Township Trustees hereby authorize the Fiscal Officer to close Fund 15, the General (Bond) (Note) Retirement Fund, in the amount of \$3,667.88 and deposit the funds in the General Fund 01. The Fiscal Officer has received permission from Lori Stradley of the Licking County Auditor’s Office on January 5, 2009.

Ray Foor moved to adopt the resolution; Eric Smith seconded; and the vote was as follows:

Larry Kretzmann	<u>YES</u>
Ray Foor	<u>YES</u>
Eric Smith	<u>YES</u>

Adopted January 5, 2009

Certificate

State of Ohio, Licking County

I the undersigned Fiscal Officer of Harrison Township, Licking County, Ohio, certify that the foregoing Resolution No. 2009 01 05 03 is taken and copied from the record of proceedings of the township and that it has been compared by me with the resolution on the record and it is a true copy.

January 5, 2009  
Date

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Fiscal Officer