



RECORD OF PROCEEDINGS

Minutes of **NORWICH TOWNSHIP BOARD OF TRUSTEES** *Meeting*

5181 NORTHWEST PARKWAY, HILLIARD, OHIO

Held **November 7, 2011**

The meeting was called to order by Chairman Mike Cope.

Roll Call - **Michael D. Cope, Chairman – Present**
Charles Wm. Buck, Trustee – Present
Larry Earman, Vice-Chairman – Present

Also Present - **Dave Long, Fire Chief**
Bob Kaufman, Asst. Fire Chief
Steve Montgomery, Roads/Cemetery Dept.
Wayne Warner, Township Administrator

AGENDA ADDITIONS - None

PUBLIC PARTICIPATION - None

Approval of Trustee Meeting Minutes for 10/17/11

Motion by Mr. Buck, seconded by Mr. Earman, for the approval of the Norwich Township Trustee meeting minutes for the regular meeting of October 17, 2011.

Vote: Buck-Yes Cope-Yes Earman-Yes Motion passed - #111107.01

HILLIARD POLICE DEPARTMENT

Chief Francis provided the October Summary of Activity. He reported that calls for service were down about thirty percent in the Township. He also reported that the newest officers have completed their field training and on now on the streets patrolling.

FIRE DEPARTMENT

Chief Long reported that the battery pass out was quite successful. He noted that on November 9th at 2:00 pm there would be a national test of the emergency broadcast system.

CEMETERY & ROAD DEPARTMENT

Mr. Montgomery reported that the Department is ready for snow and ice.

Approval of Breibach of Oversized Head Stone at Wesley Chapel Cemetery

Motion by Mr. Earman, seconded by Mr. Buck, of approval of request from Tom Breibach to place an oversized head stone at the Wesley Chapel Cemetery.

Vote: Buck-Yes Cope-Yes Earman-Yes Motion passed - #111107.02

FISCAL OFFICE

Mrs. Miles provided the October 2011 payment and charge registers. The Board discussed a proposal received from the Township's investment advisor, United American Capital Corporation, and agreed to accept the proposal for 2012 and 2013.



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TOWNSHIP ADMINISTRATION

Mr. Warner requested the Board's approval of a HVAC maintenance agreement with TP Mechanical Contractors. He noted that this is the first increase since 2009. Mr. Warner reported that the prosecutor's office is in the process of filing charges against the property owner of 3740 Darbyshire Drive and the property is scheduled for the sheriff's auction on December 2, 2011.

Authorization of Maintenance Agreement with TP Mechanical Contractors

Motion by Mr. Earman, seconded by Mr. Buck, to authorize the Administrator to enter into a planned maintenance agreement with TP Mechanical Contractors for the Safety Services Building HVAC system effective November 1, 2011 at a total annual cost of \$13,544.

Vote: Buck-Yes Cope-Yes Earman-Yes Motion passed - #111107.03

Approval of Franklin County Economic Development & Planning Demolition Program

Motion by Mr. Buck, seconded by Mr. Earman, for approval of an agreement with the Franklin County Economic Development and Planning to participate in their Demolition Program to remove unsafe structures within the Township.

Vote: Buck-Yes Cope-Yes Earman-Yes Motion passed - #111107.04

Resolution for Notification to Remove Unsafe Structure at 4055 Dublin Road

Motion by Mr. Earman, seconded by Mr. Buck, for approval of a Resolution to Notify Owner of Property at 4055 Dublin Road that the Board Intends to Remove an Unsafe Structure on the Property.

Vote: Buck-Yes Cope-Yes Earman-Yes Motion passed - #111107.05

TRUSTEE-OLD BUSINESS - None

TRUSTEE-NEW BUSINESS

Mr. Buck commended those employees who participated in the battery pass out during their off duty time.

Executive Session

Motion by Mr. Earman, seconded by Mr. Buck, to adjourn into executive session pursuant to Ohio Revised Code Section 121.22(G)(1) to consider the discipline of a public employee.

Further action may take place after Executive Session.

Vote: Buck-Yes Cope-Yes Earman-Yes Motion passed.

Motion by Mr. Buck, seconded by Mr. Earman, to adjourn from executive session at 12:40 pm.

Vote: Buck-Yes Cope-Yes Earman-Yes Motion passed - #111107.06



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Approval of Last Chance Agreement for Firefighter Merz

Motion by Mr. Earman, seconded by Mr. Buck, for the approval of a Last Chance Agreement for Firefighter Shawn Merz which includes a 2 day/48 hour unpaid suspension.

Vote: Buck-Yes Cope-Yes Earman-Yes

Motion passed - #111107.07

Motion by Mr. Buck, seconded by Mr. Earman, to adjourn from regular session at 12:42 pm.

Vote: Buck-Yes Cope-Yes Earman-Yes


Michael D. Cope, Chairman


Jamie Miles, Fiscal Officer

Resolution No. 111107 DS

Resolution to Notify Owner of Property at 4055 Dublin Road that the Board Intends to Remove an Unsafe Structure on the Property

The Board of Trustees of Norwich Township, Franklin County, Ohio met in regular session at 5181 Northwest Parkway on NOVEMBER 7, 2011 with the following members present:

CHARLES WM. BUCK, MICHAEL D. COPE, and LARRY EARMAN.

LARRY EARMAN moved for the adoption of the following resolution:

WHEREAS, the property located at 4055 Dublin Road, Norwich Township, Franklin County Ohio 43026, Parcel No. 200-000623-00, and currently owned by Bruce Saneholtz is burdened by an unsafe structure; and

WHEREAS, the County Building Department has declared that the above structure is unsafe and structurally defective;

NOW THEREFORE BE IT RESOLVED by the Norwich Township Board of Trustees, Franklin County, Ohio that after proper notice to the owner of record and any holder of a lien of record in accordance with law, the Board shall remove, repair, or secure the buildings or other structures that have been declared unsafe and structurally defective; and

BE IT FURTHER RESOLVED that after said action, the Board may opt to either certify the costs incurred with the above action to the County Auditor to be placed upon the tax duplicate of the property and collected as other taxes, or to commence a civil action to recover the costs incurred.

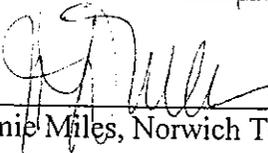
CHARLES WM BUCK seconded the motion to adopt the Resolution. On the roll call being called, the vote result as follows:

Voting Thereon:

CHARLES WM. BUCK - YES
MICHAEL D. COPE - YES
LARRY EARMAN - YES

Resolution # 111107 DS adopted NOVEMBER 5, 2011.

Fiscal Officer's certification:



Jamie Miles, Norwich Township Fiscal Officer

EXHIBIT B

DEMOLITION PARTICIPATION AGREEMENT

This Demolition Participation Agreement (the "Agreement") is entered into by and between the Franklin County, Ohio Administrator, on behalf of Director of Economic Development and Planning (the "County") and the township named on the signature page of this Agreement (the "Township").

Background Information

- A. The County received funds from the United States Department of Housing and Urban Development ("HUD") under the CDBG program as regulated by 24 CFR Part 570 and will implement a nuisance abatement program.
- B. The Township submitted a proposal to the County for the property identified in the attached Exhibit A (the "Project").
- C. As an inducement to the County to fund the project, the Township desires to enter into this Demolition Participation Agreement.

Provisions

Now, therefore, in consideration of the foregoing and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Project. The County agrees to engage Mid-Ohio Regional Planning Commission ("MORPC") to oversee the abatement of the Project, upon such terms and conditions acceptable to the County.
2. Costs. The maximum financial obligation of the County will not exceed Fifteen Thousand Dollars (\$15,000) (the "Allocation"). In the event the cost of the Project exceeds the Allocation, the Township agrees to pay MORPC an amount that MORPC and the Township mutually agree upon prior to the commencement of the Project for the work outlined in a writing that is signed by the Township and MORPC. Such excess costs shall be paid by the Township within sixty (60) days after the Township's receipt of an invoice from MORPC.
3. Assignment of Lien. As an inducement to the County to partially fund demolition projects of nuisance properties in accordance with the County program, and in accordance with the HUD CDBG program requirements, the Township authorizes the County to perform such work through its sub-contractor and the Township agrees that it shall file the appropriate liens on project properties, and hereby assigns all of its rights to the lien proceeds to the benefit of the County, subject to the provisions of Section 4 below.
4. Distribution of Funds. The Township agrees that any funds recovered by the County, pursuant to the Township's project lien, shall be distributed pro-rata to the County and the Township based on the overall cost of the Project. For example, if the costs of the Project equal Twenty Thousand Dollars and Nineteen Thousand Dollars is recovered by the County, the County shall receive an amount equal to Fourteen Thousand Two Hundred Fifty Dollars.
5. Governing Law. This Agreement shall be governed by the laws of the State of Ohio.

6. Notices. All notices and other communications which may or are required to be given hereunder shall be in writing and shall be deemed duly given if personally delivered, or sent by overnight express courier, or sent by United States mail, registered or certified, return receipt requested, postage prepaid, to the address set forth hereunder or to such other address as the other party hereto may designate in written notice transmitted in accordance with this provision. If either overnight express courier or United States mail delivery is not available or delivery is uncertain, then notices may be given by telecopier or by e-mail. Notice shall be sent to the address noted after each party's signature.

7. Third Party Beneficiary. The Township agrees that MORPC is an intended third party beneficiary and shall have full right and authority to enforce these provisions against the Township.

The parties hereto have set their hands and seals this _____ day of _____.

Franklin County Board of Commissioners

NORWICH Township

By: _____
Marilyn Brown, President

By: [Signature]
Township Trustee

By: _____
Paula Brooks, Commissioner

By: [Signature]
Township Trustee

By: _____
John O'Grady, Commissioner

By: [Signature]
Township Trustee

APPROVED AS TO FORM:
Ron O'Brien
Prosecuting Attorney
Franklin County, Ohio

By: _____
Assistant Prosecuting Attorney

Date: _____