

## <BLOOM TOWNSHIP BOARD OF TRUSTEES MEETING 02/10/2010

Brian Randles, Chair, called the review session to order at 7:15 p.m. at which time trustees signed checks for payment of the bills and the agenda was discussed. Randles called the regular business meeting to order at 7:30 P.M. Members present were Trustees Carol Moore, Brian Randles, Joseph Smith, and Fiscal Officer David Cyphert. Also present were Township Department Supervisors. The Pledge of Allegiance was recited and we paused for a moment of silence in honor of our military.

### **PRESENTATIONS AND PUBLIC COMMENT:**

-Bill Secoy and Mr. Cramer: addressed road maintenance issue in Pine Hill Estates. The development had the roads were constructed in 2001. They are concerned about property values and there may be a couple of safety issues. They are concerned about the condition the roads will be in at the end of winter. Mr. Secoy showed photographs to the trustees regarding the damage on the roads including the damage on Eagle Dr. Extensive patchwork has been done in the past.. The trustees said they will discuss the issue further when they meet on planning summer road projects.

Mark Heister asked if there is a written policy on how raises are granted. The trustees said the fire department is union contract and the other non union raises are determined by the trustees.

Karen Peirano wanted to know about the status of the road department working in the right of way for her driveway. The trustees informed her that the weather has had the road crew busy with plowing.

### **FISCAL OFFICER REPORT:**

- **Motion** by Moore, second by Smith to approve minutes of the meeting held Jan. 27, 2010. Motion carried 3-0.

- **Motion** by Smith, second by Moore to approve the emergency expenditure of \$1,891.78 to Bader Trucking, Inc. for repairs to Road Department Vehicles during winter storm. Motion carried 3-0.

**Motion** by Moore, second by Smith to approve payment of bills in the amount of \$54,007.86 and charges in the amount of \$46,998.34 having been certified by the Fiscal Officer that funds are available. Motion carried 3-0.

**Motion** by Smith, second by Moore to approve and sign certified mileage document from Ohio Department of Transportation that states that as of December 31, 2009, the township was responsible for maintaining 51.846 miles of public road. Motion carried 3-0.

**Motion by Moore, second by Smith:**

**RESOLUTION 10-10: BE IT RESOLVED BY THE BLOOM TOWNSHIP BOARD OF TRUSTEES** to appropriate the 2009 carryover of \$1,279.40 from the Fire department Education Gift Fund to the Fire Training Fund 2901-220-318-0000.

ROLL CALL: Smith - yes                      Randles - yes                      Moore – yes  
Resolution approved 3-0.

### **REPORTS, ANNOUNCEMENTS, and COMMUNICATIONS:**

-Meeting with County Engineer: They are open to changing their meeting with the trustees and fiscal officer to in the evening but want them to come as early as possible. The trustees asked the board administrator to schedule the meeting for Monday, March 1, 2010 at 5pm.

-Smith said he spoke with a Violet Twp. trustee that said there's a legal opinion from Prosecutor's Office that said we can plow subdivisions that have not been released to the township. Our legal counsel from the Prosecutor's Office disagreed. The Violet Twp. trustee told Smith he would fax that legal opinion to our office but it has not arrived. Smith talked with the engineer's office who informed him they are finalizing the details with a developer to complete the needed requirements. The trustees are concerned for residents living in developments which have not been released to the township. Trustees were hoping the prosecutor's office would advise us it was ok to plow and maintain the roads in those subdivisions however the prosecutor was clear in his direction that we cannot do that until the county has released the subdivisions to the township.

### **OLD BUSINESS:**

-Update on Health Department's issue on Alspach Road: The Health Department is supposed to be emailing a request to the township about drainage into a ditch in the township right of way.

-Bloom-Carroll request to use Fire Station in event of evacuation: Moore reported she and Chief Gill met with BC Prevention Coordinator to finalize the issue. Our liability insurance carrier, OTARMA advised not to enter into the agreement until the prosecutor's office drafts an agreement. She said as soon as that is done, a request for temporary shelter for emergencies will be presented for approval for the trustees. Gill said it would only be used as a temporary shelter

**<BLOOM TOWNSHIP BOARD OF TRUSTEES MEETING 02/10/2010**

while they would evacuate to a shelter. He said Wagnalls is also requesting the same that Bloom Twp. is requesting.

Smith said we await word from the engineer regarding the dead end of Sitterley Road project.

**ADMINISTRATION REPORT:** by Anne Darling Cyphert, Board Administrator

-Legal Update from Prosecutors Office: Jason Dolin, Assistant Prosecutor assigned to Bloom Twp. advised the trustees not to service any subdivision including Fairfield Farms that has not been released by the county to the township. The following information was provided by Dolin: He said the same standard for drainage surface water needs to be applied in the same manner as snow plowing in a subdivision that is not yet turned over to the township. He requested the trustees pay attention to an AG opinion as follows: *township trustees have neither authority nor duty as to the improvement or maintenance of any highway unless and until it has become a public highway by due process of law. The approval of a plat by a county planning commission is not "an acceptance by the public of the dedication of any street, highway, or other way or open space shown upon the plat." R.C. 711.10. Accordingly, roads shown on an approved plat of a residential subdivision remain under the care and control of the developer until such roads are accepted for use as public ways by the county.*

Dolin was told about the conversation that occurred between a Bloom Twp. trustee and a Violet Twp. trustee and he disagreed. He said his legal advice to us as our legal counsel assigned by the Prosecutor's Office is to refrain from any plowing and maintenance of subdivisions not released to us whatsoever. He emphasized that it is solely the developer's responsibility for plowing and we have no legal authority to plow those properties. This would apply not only to Fairfield Farms but also other subdivisions in the township that have not been turned over to the township.

-Dept of Health fees: The health department said they increased the Household Sewage and Small Flow Onsite Sewage system fees for new installation permits or alterations. They also increased the Semi Public Program Annual Operation fees for existing churches and food service establishments by 6%.

**-Motion** by Moore, second by Smith to designate Anne Cyphert to attend the public records training on behalf of the Trustees, Fiscal Officer, and all members of the township's Board of Zoning Appeals and Zoning Commission. Motion carried 3-0.

-Insurance update: Medical Mutual sent the insurance cards but sent the wrong policy books. The books sent were for a different company. Sean Sprouse has been notified and now we still await receiving the employee policy books for the time period that began Jan. 1, 2010.

Reverting back to old business,

**Motion by Moore, second by Smith:**

**RESOLUTION 11-10: BE IT RESOLVED BY THE BLOOM TWP. BOARD OF TRUSTEES** to approve the agreement between Madison Twp Pickaway County and Bloom Township. Motion carried 3-0.

ROLL CALL: Moore: Yes Randles: Yes Smith: Yes

Resolution approved 3-0.

**FIRE DEPARTMENT REPORT:** by Terry Gill, Fire Chief

Establish capital project funds: Gill explained these resolutions are per the previous discussions regarding future planning for the fire department. Moore said she and Gill worked on the resolutions that will meet the requirements so as not to have to ask the voters for new funds for future projects.

**RESOLUTION #12-2010: BE IT RESOLVED BY THE BLOOM TOWNSHIP BOARD OF TRUSTEES** that (FUND 490X) FIRE APPARATUS CAPITAL PROJECT FUND is established for the acquisition of additional fire apparatus, replacement of fire apparatus, and/or the improvement of existing fire apparatus. Over a ten (10) year period a total of \$425,000 will be placed in this fund as follows: \$150,000 in FY10, \$50,000 in FY11, \$50,000 in FY12, \$25,000 each year thereafter through FY19. The source of these funds will be transfers made from the Fire District Fund (Fund 2111).

The following schedule will be used as a guide in determining when vehicles will be replaced. The trustees will also consider the recommendation of the Fire Chief who will take into account the actual condition and performance of current vehicles as well as the changing needs of the Bloom Township Fire District.

Engines replaced every 15 years  
Medics replaced every 10 years  
Rescues replaced every 15 years  
Grass Trucks replaced every 20 years  
Command vehicles replaced as needed.

Motion by Moore, second by Smith

ROLL CALL: Smith - yes Randles - yes Moore - yes

Date: February 10, 2010

**<BLOOM TOWNSHIP BOARD OF TRUSTEES MEETING 02/10/2010**

**RESOLUTION #13-2010: BE IT RESOLVED BY THE BLOOM TOWNSHIP BOARD OF TRUSTEES** that (FUND 490X) FIRE BUILDING CAPITAL PROJECT FUND is established for the construction of a fire department sub-station facility of approximately 3,000-4,000 square feet and for the acquisition of approximately three (3) to five (5) acres of land on which to build a fire department sub-station facility.

Over a ten (10) year period a total of \$750,000 will be placed in this fund as follows: \$500,000 in FY10, \$60,000 in FY11, \$50,000 in FY12, \$20,000 each year thereafter through FY19. The source of these funds will be transfers made from the Fire District Fund (Fund 2111).

Motion by Moore, second by Smith

ROLL CALL: Smith - yes                      Randles - yes                      Moore - yes

Gill requested that if the trustees see driveways that are impassable, let him know. Quarter mile long driveways present safety issues. Randles said the sad thing is that with the amount of snow we received in a short period of time, people can't get to their driveways as quickly as they would like.

**ROAD DEPARTMENT REPORT:** by Randy Solt, Road Supervisor

Randles said he discussed plans with Solt for capital improvements and will meet with the fiscal officer to present resolutions for consideration. Moore said they should consider discussing at the meeting because certain funds must be used. Randles concurred. He said he is working on planning for the future like Moore is doing with the Fire Department. Randles said he wants to meet with the Fiscal Officer regarding long range plans for land purchase and building construction. Moore said to consider long range plans for equipment in addition to other items. Randles said he will meet with Mr. Solt and Mr. Cyphert to discuss those funds.

Sitterley road drainage update: Solt spoke with the engineer for Sitterley Road drainage. The county engineers office has had the plans since last autumn. The engineer's office also has plans for Kauffman Road phase 3. Smith will inquire with the county engineer's office as to the status of those plans. Solt is concerned because they have had the plans for so long and the project is slated for this year. Sitterley Road will be chip and seal to build up the base. Drainage ditches will be installed.

New dump truck quotes: Solt spoke with two vendors regarding quotes for new dump trucks. International has the state contract. Two scenarios were presented. He said 2010 EPA emissions would approve \$6000 to the base rate. Different options on the trucks were discussed. Moore asked what is the average useful life of a dump truck. Solt said they used to say 15 years but now they say 10 years. We have \$8600 in repairs for a total of two current dump trucks. Moore asked if they are in good shape now that we have spent so much in repairs. Solt said he is going to meet with Bader on a new rear end problem with a current truck. Smith stressed the need for maintenance on our vehicles. Randles said to consider attending a maintenance class. Randles said the manufacturer needs to inform us of proper maintenance procedures with a check off list. Moore said the fire budget accumulated over the years allowing them to purchase the new truck but the road department gas funds have not been built. Moore said while there may be money now, that doesn't mean there will be money next year. The issue will be discussed at the next meeting.

Load limits were posted Feb.2. Randles said there have been some mailboxes knocked over by plows but this was hard pushing snow. Wendell Miller was very helpful to the road department for plowing purposes. Solt said people pushing snow out to the road from driveways is creating problems for the road crew. Solt said he will tell Randles the outcome of the maintenance on Dump Truck #1.

Adjournment

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Brian E. Randles, Chair

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David Lee Cyphert, Fiscal Officer