

RECORD OF PROCEEDINGS

Minutes of the **CONCORD TOWNSHIP BOARD OF TRUSTEES** *Meeting*

Held March 12, 2012

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Call to Order

The Concord Township Board of Trustees met in regular session on Monday, March 12, 2012 at the Concord Township Administrative Building. Chairman Karen Koch called the meeting to order at 7:10 p.m. The roll was called; in attendance were Trustees Karen Koch, Joe Garrett and Bart Johnson. Also present were Fire Chief and Operations Director, Todd Cooper; Zoning Inspector, Ric Irvine; Fiscal Officer, Jill Davis; and several residents.

Minutes

Minutes from the previous meeting were presented. Trustee Garrett moved and Trustee Johnson seconded to approve the minutes. Vote: Koch-yes, Garrett-yes, Johnson-yes.

Old Business

The amended agreement for the Delaware County Office of Homeland Security and Emergency Management (DCOHSEM) was again discussed (from January 23, 2011 meeting). The amendment takes into account the areas of Dublin, Westerville, and Columbus, which are covered by a separate agreement with Franklin County. The Delaware County agreement now defines the entity borders correctly, with no change in apportionment fees collected. Trustee Johnson moved to adopt a Resolution approving the Amended Agreement for a Countywide Emergency Management Agency, with Concord Township as a participating political subdivision in Delaware County, Ohio. Trustee Garrett seconded the adoption of this Resolution. Upon roll call vote: Koch-yes, Garrett-yes, Johnson-yes. Agreement attached to minutes.

The 2012 Road Improvement program was discussed. Road treatment recommendations were received from Mr. Ungashick of the Delaware County Engineer's Office, including micro surface treatment on eight different subdivision roads. Trustee Johnson has concerns with the micro and how long it lasts for the expense. Johnson asked if all main thoroughfares need to be "blacktop" or should the Board try one subdivision road as a chip, seal and micro treatment, and see how it holds up. Resident, Ric Irvine, commented the township may be able to save money by bidding its own road repairs. Trustee Garrett agreed with Johnson and suggested the Board do full depth repair to Highlands Drive, test the micro treatment on Glenmore, and crack seal everything else on their original road repair list. Trustee Johnson moved to submit the following road repairs to the county for bid for the 2012 Road Improvement program, at an approximate cost of \$122,700.00: Full depth repair, chip seal and micro surface treatment on Highlands Drive; micro surface on Glenmore Drive; crack sealing on Scioto Chase Blvd, Tree Lake Blvd, Scioto Pkwy, Tartan Fields Dr, Rob Roy Dr, and Brodie Blvd; pavement repair on Concord Bend, Cook Rd, Willow Valley Dr, Klondike Rd, Clark Shaw Rd, and Archer Ln. Trustee Koch seconded this motion. Vote: Koch-yes, Garrett-yes, Johnson-yes.

Trustee Johnson asked for a status update on the township Zoning Code. The Zoning Commission Board has been working on changes to the Code for nearly three years and is still not finished. Will the Code be so restricted that no one can do anything in the township? It also seems information is not getting to the Commission accurately from Chief Cooper. Trustee Johnson requested the Code be provided to the Trustees by December 2011. Fiscal Officer Davis commented that the township administrative assistant is now spending eight hours per week updating Code changes with Zoning Chairman, Fred Winther. Zoning Board member, Frank Niday, reported the Commission is finished with the business section of the Code. Trustee Garrett would like to get Commission member opinions since some seem frustrated. No one is happy with the current process and the Trustees need a progress report. Garrett suggested maybe the Code should be sent to Delaware County Regional Planning Commission to finish. Johnson noted the DCRPC quoted the township about \$9,000 several years ago to update the Code, and the township has spent double and still not finished. Trustee Koch would like to applaud the efforts of the Commission and send the Code on to DCRPC to expedite the process. Ms. Davis asked what was changing so much from the current Code that required so many changes. Mr. Niday commented that recreational and retirement sections were added, along with changes in procedure and punctuation. The Commission is using Berlin Township's Code as a guide. Legal language was also removed to make the Code easier to understand. He believes the Trustees should talk to the Zoning Chairman directly about the changes. The new Code maintains the rural atmosphere of the township with more of an open look. The Commission has common worries of annexation, takeover of the US42 corridor, and Del-Co Water and City of Delaware service agreements. Ms. Koch will invite Zoning Chairman to the next Trustees meeting and copy the entire Commission on the invitation.

New Business

Zoning Inspector, Ric Irvine, reported four permits were issued to date for March, and he is working on a couple complaints.

Chief Cooper requested approval for fire officer training at BGSU at a cost of \$425 for firefighter, Chad Mast. This is continuing education training and no hotel cost will be needed. Trustee Johnson moved and Trustee Garrett seconded to approve the training request. Vote: Koch-yes, Garrett-yes, Johnson-yes.

The Concord Township Fire Department was approved for a FEMA grant of \$97,000 for fire gear and heart monitor. The fire department's portion of the expense is \$5,000. The Trustees requested a

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photo and new release be advertised when the new equipment is received. The township's current fire gear is ten years old, which is the life of the gear. The old gear will be kept and used for non-fire training.

Director of Operations, Todd Cooper, reported the Road Department is replacing many road tiles up to twelve inches in diameter. He is still waiting on an estimate from the County for the larger tile work.

Chairman Koch certified the Fiscal Officer has provided current financial reports for the township. Completing business the Fiscal Officer certified funds have been appropriated and money is in the treasury to pay the bills. Therefore, Trustee Garrett moved and Trustee Johnson seconded to approve pending purchase orders, blanket certificates, and warrants #995-999, 8538-8564, all totaling \$72,689.52. Vote: Koch-yes, Garrett-yes, Johnson-yes.

Fiscal Officer, Jill Davis, reported on the Local Government Officials' Conference she attended in Columbus. Information was provided on Trustee financial reports, cemetery operation, filing records, UAN financial software, and minutes.

Trustee Garrett noted the Delaware County Township Association's annual dinner was coming up the end of March, and the Delaware County Engineer's annual meeting for township trustees will be March 21, 2012.

Correspondence was presented from a landscaping and site planning company, and a new government liability insurance group. No action taken.


As there was no further business, Trustee Garrett moved and Trustee Johnson seconded to adjourn the meeting. Vote: Koch-yes, Garrett-yes, Johnson-yes. Meeting adjourned.

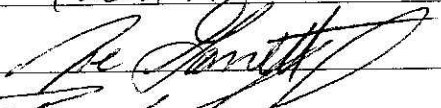
ATTEST




Fiscal Officer

BOARD OF TRUSTEES







RESOLUTION NO. 031212
AMENDED AGREEMENT FOR A
COUNTYWIDE EMERGENCY MANAGEMENT AGENCY

Delaware County, Ohio

Trustee Bart Johnson moved the adoption of the following Resolution:

WHEREAS, an agreement establishing a countywide emergency management agency was entered into by and among the Delaware County Board of Commissioners and a majority of the political subdivisions within Delaware County in May 1989; and

WHEREAS, the agreement was amended in March 2002; and

WHEREAS, the Director of the Delaware County Office of Homeland Security and Emergency Management recommends amending the agreement due to the areas of Dublin, Westerville, and Columbus being covered by a separate agreement with Franklin County.

NOW THEREFORE, Be It Resolved by the Board of Township Trustees of Concord Township, Delaware County, Ohio, that Concord Township approves the Amended Agreement for a Countywide Emergency Management Agency, with Concord Township as a participating political subdivision in Delaware County, Ohio.

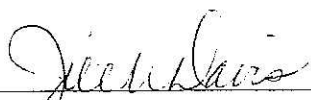
Trustee Garrett seconded the adoption of this Resolution.

Vote: Koch - yes
 Garrett - yes
 Johnson - yes

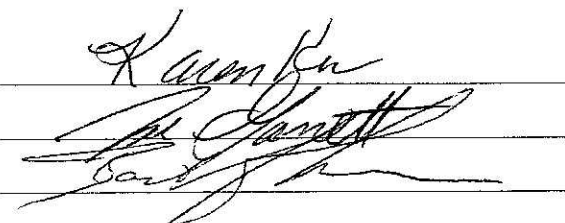
Adopted the 12th day of March, 2012.

Attest:

*Board of Trustees, Concord Township,
Delaware County, Ohio:*



Fiscal Officer



**AMENDED AGREEMENT FOR A
COUNTYWIDE EMERGENCY MANAGEMENT AGENCY**

This Agreement is made and entered into by and among the participating political subdivisions of Delaware County, Ohio, as set forth in this Agreement, in accordance with section 5502.26 of the Revised Code.

RECITALS

WHEREAS, an agreement establishing a countywide emergency management agency was entered into by and among the Delaware County Board of Commissioners and a majority of the political subdivisions within Delaware County in May 1989; and

WHEREAS, the existing agreement was amended in March 2002; and

WHEREAS, the Director of the Delaware County Office of Homeland Security and Emergency Management ("DCOHSEM") recommends amending the agreement;

NOW, THEREFORE, in consideration of the mutual promises set forth herein, the participating political subdivisions hereby agree that the DCOHSEM is hereby authorized to coordinate emergency management activities within Delaware County, subject to the following:

1. The political subdivisions participating in this Agreement shall be as follows: (1) Delaware County; (2) each township located, in whole or in part, within Delaware County, with the exception of Washington Township; and (3) each municipal corporation located entirely within Delaware County. The Cities of Columbus, Dublin, and Westerville have entered into a countywide agreement with Franklin County and do not participate in this Agreement, except on a mutual aid basis. For purposes of this Agreement, a "township" shall be defined as limited to the unincorporated portion of the township, regardless of whether the borders thereof with any municipal corporation are conformed or non-conformed. The Mutual Aid Agreement for Emergency Management, entered into by and between the Delaware County and Franklin County Boards of Commissioners on or about October 3, 2006, is hereby incorporated into this Agreement. Pursuant to the Mutual Aid Agreement, the participating political subdivisions entering into this Agreement agree to provide mutual aid for emergency management, to the extent practicable, in those areas served by Franklin County Emergency Management and Homeland Security, including, but not limited to, those areas within Delaware County.
2. As provided in section 5502.26 of the Revised Code, the chief executive officer of each participating political subdivision entering into this Agreement shall appoint a representative to the Countywide Advisory Group. The Countywide Advisory Group shall appoint a Countywide Executive Committee and shall advise the Countywide Executive Committee on matters pertaining to countywide emergency management. The DCOHSEM shall implement emergency management in Delaware County through the Countywide Executive Committee in accordance with section 5502.26 of the Revised Code and this Agreement.

3. The Executive Committee shall consist of ten (10) members and shall be appointed as follows:

- (1) One County Commissioner as selected by the Board of County Commissioners;
- (2) One representative from the City of Delaware and one representative from the City of Powell;
- (1) One member representing all of the participating villages. The Village representative shall be selected by a majority vote of the mayors or village councils;
- (3) Three township trustees appointed by a majority vote of the Delaware County Township Trustees Association from among the townships participating in this Agreement;
- (1) One Sheriff's Office Representative;
- (1) One Fire Chief selected by a majority vote of the Fire Chief's Association of Delaware County; and
- (1) One Non-Voting Emergency Management Personnel.

4. The Executive Committee shall appoint a director/coordinator of Emergency Management. The director/coordinator shall be responsible for coordinating, organizing, administering, and operating the DCOHSEM, pursuant to the duties imposed upon him/her by sections 5502.21 through 5502.51 of the Revised Code, the DCOHSEM's program, and subject to the direction and control of the Executive Committee. The director/coordinator shall serve at the pleasure of the Executive Committee. The director/coordinator shall pursue a professional development training program in accordance with rules adopted under section 5502.25 of the Revised Code. The director/coordinator of the DCOHSEM may be an official or employee of any political subdivision entering into the countywide agreement, except that the director/coordinator shall not be the chief executive of any such political subdivision. The director/coordinator of the DCOHSEM shall serve only in the function as appointed by the Executive Committee.

5. The DCOHSEM shall establish a program for emergency management that: (1) is in accordance with sections 5502.21 to 5502.51 of the Revised Code, rules adopted under those sections, local ordinances pertaining to emergency management, the "Robert T. Stafford Disaster Relief and Emergency Assistance Act," 88 Stat. 143, 42 U.S.C. 5121, et. seq., as amended, and all applicable rules and regulations adopted under that act; (2) includes, without limitation, development of an all-hazards emergency operations plan that has been coordinated with all agencies, boards, and divisions having emergency

management functions within the county; (3) includes the preparation and conduct of an annual exercise of the county's all-hazards emergency operations plan; and (4) is applicable to all political subdivisions entering into the countywide agreement.

6. The DCOHSEM shall be considered a separate county board and shall receive services in the same manner as other county agencies. All employees of DCOHSEM shall be employees of Delaware County under the appointing authority of the Executive Committee.
 7. Each participating political subdivision's share of the expenses of coordinating the emergency management activities within Delaware County shall be paid into a separate distinct fund known as the "Delaware County EMA Fund" by the participating political subdivisions and shall be apportioned on the following basis:
 - a. Each municipality, township, and village shall contribute funds annually at a rate of forty cents (\$0.40) per capita based upon the Delaware County Regional Planning Committee annual census estimates for the preceding year.
 - b. The Board of County Commissioners shall contribute office space, utilities and twenty cents (\$0.20) per capita based upon the Delaware County Regional Planning Committee annual census estimates for the preceding year.
 8. Each participating political subdivision agrees to pay into the Delaware County EMA Fund, promptly upon invoice, the amount assessed against it for its allocated share of the budget needed for the operation of countywide emergency management, and for any services performed pursuant to this Agreement.
 9. The director/coordinator of the DCOHSEM shall prepare a budget with the approval of the Executive Committee. The budget shall be appropriated by the Delaware County Board of Commissioners. Funds shall be expended only with the approval of the Executive Committee under such resolutions, rules and regulations as it may provide regarding the budget. The resolutions, rules, and regulations shall be shared with the Delaware County Auditor's Office.
 10. The Executive Committee shall provide for coordinated input by Emergency Management Program stakeholders in the preparation, implementation, evaluation, and revision of the Emergency Management Program. The Executive Committee shall adopt rules and approve forms to ensure that the process is properly documented and conducted on an ongoing basis.
 11. Grants maintained by the DCOHSEM shall be applied, accepted, and expended only under the authority of the eligible applicant outlined in the applicable grant guidance/document.
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12. The participating political subdivisions entering into this Agreement agree to render mutual aid to the DCOHSEM and to each other participating political subdivision through the interchange of personnel, equipment, and supplies as necessary to alleviate the effects of emergency situations.

13. This Agreement shall take effect when a majority of the municipal corporations and political subdivisions of Delaware County have executed this Agreement. Any participating political subdivision entering into this Agreement may terminate its participation in this Agreement upon not less than ninety (90) days written notice to the Executive Committee. Any outstanding financial obligations must be forwarded to DCOHSEM. Non-payment could result in collection of the funds through the Delaware County Auditor by reducing that subdivisions annual settlement. This Agreement shall continue in full force and effect unless a majority of the municipal corporations and political subdivisions within Delaware County cease to be participants in this Agreement. Upon the occurrence of any of the above-mentioned conditions, and after the payment of the obligations set forth in Section 7, this Agreement shall terminate. Each participating political subdivision acknowledges that withdrawing from this countywide agreement will obligate it to form and fund its own emergency management agency in compliance with section 5502.271 of the Ohio Revised Code.

IN WITNESS WHEREOF, the participating political subdivisions enter into this Agreement for a continuing term.