

Eden Township Board of Trustees Meeting Minutes
August 27, 2012 @ 8:00 p.m.

This meeting was called to order in the Eden Community Center by Chairman Ryan Bagent, with all present standing to recite the pledge of allegiance. The following Eden Township personnel were also present; Trustees Don Glover and Fiscal Officer Steve Little. Ken Hall was out of the township on vacation. Several residents of Eden Township and members of the public were also in attendance. A copy of the sign in sheet used at the meeting is attached to these minutes. Road Maintenance Supervisor Dan Baker came in later. A copy of the minutes, a monthly cash journal report and; fund, appropriation and revenue status reports were given all trustees. Trustee Glover moved to waive the reading of the minutes, Trustee Bagent seconded the motion and all voted in favor. The minutes were filed for the permanent record.

Public Participation: Jon Goldsberry was given the floor to present his position in response to the Eden Township Board of Trustees viewing of his line fence that occurred on August 23, 2012. He stated at the start that this was not a dispute over the line but rather a dispute over the fence and his neighbor's responsibility to maintain a fence in good repair. He stated the neighbor's, Wayne and Patti Smith, had purchased the fence several years ago but failed to put it up. He believes the line is clearly marked in the Recorder's Office documents he presented at the onset of this process and cited several sections of the Ohio revised Code including sections, 971.07, 971.17 and 971.18. Mr. Goldsberry went on to say he would not agree to a live electric fence between the properties.

Wayne and Patti Smith spoke next and stated that the Goldsberry's had not cleared their four feet on their side as they had agreed to and didn't believe there was a statutory prohibition on using live electric fence.

Gabriele Goldsberry, the property owner, stated she didn't care if it (the fence) was one inch or one foot over on her property she just wanted a fence as there was nothing left of the original fence.

After some debate on the floor Chairman Ryan Bagent asked the parties if they could come to agreement on the issue after a short break so the parties could have time to discuss potential agreement, it was decided they could not.

Trustee Don Glover stated as a result of the viewing there did not appear to be an established line and all parties were asked if they could tell exactly where the line was and none of the property owners could say for sure.

Chairman Bagent stated his belief was that even the chain link at the front of the property was not on the line and the township cannot tell anyone where to build a fence when there is no clear evidence and/or established line fence.

It was clear to both trustees that after the viewing and a review of the pictures taken, that the property line must be clearly established by either a survey or by court order and appropriately marked. At that point they would be more than willing to assume their statutory responsibility.

I hereby certify that sufficient funds were on deposit for the payment of the forgoing bills when obligated and funds are now on deposit to pay the attached expenditures; _____ Steve Little, Fiscal Officer.

Chairman, Ryan C. Bagent

Kenneth E. Hall

Donald L. Glover

Fiscal Officer, Steve Little

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Old Business: Fiscal Officer Little reported the Official Results would be certified on the August Special Fire Levy, August 28th, 2012 and if and it still had passed we should withdraw the proposed levy for the November general Election. Don Glover made a motion that upon receipt of the official certification, if the August levy passed, to notify the Licking County Board of Elections we will withdraw the proposed general Election Levy. Trustee Bagent seconded the motion and they both voted in favor. Motion passed.

New Business: Fiscal Officer Little advised we need to get an estimate from a block layer for repairs to the block building that was damaged by the June storm.

Road Report: Road Maintenance Supervisor, Dan Baker reported that Oxford Oil had completed their road crossings and that ODNR has contacted him regarding the use of brine and he was not sure if there would be future communication with them. He also reported he was still patching and that he would be going vacation in September.

Trustee Glover moved to pay the bills, Trustee Bagent seconded the motion and all voted in favor. The attached listing is a true and accurate listing of the bills that were presented to be paid.

Trustee Glover made a motion to adjourn, Trustee Bagent seconded the motion and all trustees voted in favor. The meeting was adjourned.

I hereby certify that sufficient funds were on deposit for the payment of the forgoing bills when obligated and funds are now on deposit to pay the attached expenditures; _____ Steve Little, Fiscal Officer.

Chairman, Ryan C. Bagent

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