

RECORD OF PROCEEDINGS  
MINUTES OF THE KINGSTON TOWNSHIP BOARD  
OF TRUSTEES MEETING  
Monthly Board Meeting  
4063 Carters Corner Road  
Sunbury, OH  
September 6, 2022 7:00 p.m.

The Kingston Township Board of Trustees meeting was called to order by Chairman M. Roy.

**ROLL CALL:** M. Roy-yea; Shively-yea; Akers-absent; Willyerd-absent; Stites-yea; Crowl-yea; and Neace-yea.

**SPECIAL GUEST:** Vince Villio-Attorney-Delaware County Prosecutors Office  
Kelli Kincaid-Delaware General Health District  
Doug Riedel-Delaware County Engineers Office  
David Fisher-Attorney-Kephart & Fisher  
Ryan McLane-Superintendent-Big Walnut Local Schools  
Steve Lark-Nationwide Realty Investors

**MINUTES:** The Minutes for the Regular Board meeting on August 2, 2022 was reviewed by the trustees. A motion to approve the minutes as submitted was made by Shively. A second was made by M. Roy. Vote: M. Roy-yea; Shively-yea.

**FINANCE:** Finance report given by Roy. The **August 2022** bank statement is in balance. Financial reports distributed to trustees for review.

**Resolution #22-09-01** *Authorizing the Necessary Tax Levies and Certifying them to the County Auditor Accepting the Amounts and Rates as Determined by the Budget Commission.* A motion by Shively was made to adopt Resolution #22-09-01. A second was made by M. Roy. Vote: Shively-yea; and M. Roy-yea.

A motion to accept the finance report as given was made by Shively, with a second by M. Roy. Vote: Shively-yea; M. Roy-yea.

**OLD BUSINESS:**

**Resolution #22-09-02** *Authorizing the Sale of a Motor Vehicle Pursuant to Ohio Revised Code Section 505.10.* Motion by M. Roy to adopt Resolution#22-09-02 by Authorizing the Sale of a Motor Vehicle Pursuant to Ohio

Revised Code 505.10. The item for sale will be a 1997 International Dump Truck with snow plow. Second by Shively. Vote: Shively-yea; and M. Roy-yea.

**Resolution #22-09-03** *Authorizing the Sale of Personal Property Pursuant to ORC 505.10(A) (2) and further described in Exhibit "A"*. Motion by M. Roy was made to adopt Resolution #22-09-03 as presented. Second by Shively. Vote: Shively-yea; and M. Roy-yea.

A sale date of October 5, 2022 will be made with the proper public notifications to be made. Said equipment will be available to preview on October 5, 2022 between the hours of 4:00p.m. and 7:00 p.m.

**Nationwide Realty Investments:** David Fisher attorney for Nationwide Realty Investments, and Steve Lark with Nationwide Realty Investments spoke on the (2) items still pending:

**Picnic Pavilion**-construction bids are still being obtained, are needed in order to proceed with pavilion. They should have them by the next meeting. Mr. Lark will keep the trustees informed on the project.

**Reserve "B" Passive Park-(144.72 acres)** as designated on the Final Development plan shall be transferred by limited warranty deed to Kingston Township as such time as a total of four hundred ninety- eight (498) of the lots on the Final Development Plan lots are platted and recorded, or by January 1, 2018, whichever occurs first.

The First Amendment to Declaration of Restrictions extended this to January 1, 2020, or whichever occurs first. The Second Amendment to Declaration of Restrictions shall be transferred by limited warranty deed to Kingston Township within (60) days following the earlier to occur of (i) the date on which a publicly dedicated roadway adjacent to such "Reserve "B"/Passive Park" has been constructed and platted of record, or (ii) January 1, 2022. It appears that there is no public road to access this property therefore the land cannot be transferred to Kingston Township. Mr. Villio will review and comment back to the trustees.

**Township Community Room Rental Agreement.** Mr. Villio is reviewing the DRAFT Rental Agreement and will get back to the trustees on any changes.

**Local Waste trash complaints-** Resident on Todd Street continues to have problems with trash pickup. Recently dumped trash that had broken glass in trash receptacle, missed the truck and dumped all over the ground. Driver refused to clean up. Residents urged to use the website [info@localwasteservices.com](mailto:info@localwasteservices.com) to make a formal complaint.

**NEW BUSINESS:** Joe Clase owner of Plan 4 Land, LLC and is working with a client of his to develop land on Berkshire road. He presented the trustees with a draft copy of the proposed development. His question to the trustees was, should the road going back to the development be drafted as a township road, or a private drive? The trustees felt this should be considered as a private road.

Invoice in the amount of \$2,807.50 was submitted to Nationwide Realty Investors for the 50% reimbursement of the invoice from Consolidated Electric service installation, as outlined in the Third Amendment to Declaration of Restrictions.

**PUBLIC INPUT:** Resident Steve Volpe had a concern about the recent paving on Wilson road. When the contractor paved the road, they did not pave back to the entrance of his drive to the same area as before. Mr. Riedel from the Delaware County Engineers office will review with the contractor.

**PORTER-KINGSTON FIRE DISTRICT:** No Report given

**ROADS:** Report given by Neace.

Crowl submitted a proposal for his upcoming retirement. He would like to reduce his hours to 10 to 15 hours a month- until December 31, 2022. During this time, he will assist Fred Neace; the new road superintendent, as needed. Official retirement to be December 31, 2022.

A motion by Shively was made to accept the proposal as requested. Second by M. Roy. Vote: M. Roy-Yea; and Shively-yea.

Working on several projects within the township.

Rosecrans road-grader paving and chip sealing  
Broken curb in Northstar. Estimates to be obtained to repair.  
Request for Engineering to be submitted for the culvert pipe on Berkshire road.  
Working on the reduced weight limits on township roads for 2023. Discussed adding Wilson and Rosecrans road.

Working on OPWC grant for 2023. Twigg Hupp road is the proposed project for 2023.

At 8:10 p.m., a motion by Shively was made to enter in Executive Session under ORC 121.22(G)(2) To consider the purchase of personal property. Second by M. Roy. Vote: M. Roy yea; Shively-yea motion.

At 8:22 p.m. A motion by Shively was made to exit the Executive Session, and go back to the normal board meeting. Second by M. Roy. Vote: M. Roy-yea; and Shively-yea.

**CEMETERY –**

**ZONING UPDATE:** Reports given by Stites.

The job description for the Zoning Secretary has been completed and reviewed. A motion by Shively was made to accept the job description and to post the job opening. Second by M. Roy. Vote: M. Roy-yea; and Shively-yea,

Resident Survey is complete and available to review on the township website. 330 responses were received.

**OTHER BUSINESS:**

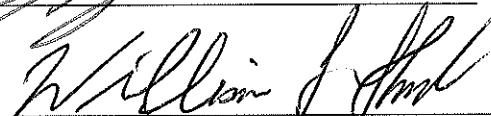
Delaware County Township Association (DCTA) Meeting to be held September 17, 2022 at the Delaware County fairgrounds.

Delaware County Engineers office will hold their annual “ Township Officials” meeting to be held November 16, 2022 11:00 a.m. until 1:00 p.m. Frank B. Willis building.

With no further business, a motion by M. Roy was made to pay the current bills, and to Adjourn the meeting until Tuesday October 4, 2022. Second by Shively. Vote: M. Roy-yea; and Shively-yea.

Minutes approved this 1st day of November 2022.

Chairman M. Roy 

Vice-Chairperson Shively: 

Trustee Akers: 

Fiscal Officer Roy 