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**LIBERTY TOWNSHIP BOARD OF TRUSTEES
MINUTES OF THE REGULAR MEETING
TUESDAY MAY 16, 2023
5021 Winners Circle Drive
Liberty Township, OH 45011**

WORK SESSION

5:00

On Tuesday, May 16, 2023 at 5:00 P.M., the Liberty Township Board of Trustees met this day for a Special Meeting. Upon call of the roll, Mr. Schramm – present, Mr. Minniear – present, Mr. Farrell – present.

WORK SESSION

- Discussion - agenda review and miscellaneous communications.

EXECUTIVE SESSION

Mr. Minniear **MOVED TO GO INTO AN EXECUTIVE SESSION TO CONSIDER MATTERS REQUIRED TO BE KEPT CONFIDENTIAL BY FEDERAL LAW, FEDERAL RULES, OR STATE STATUTES BY DIVISION (G)(5) OF SECTION 121.22 OF THE REVISED CODE.** Mr. Farrell seconded. The motion passed unanimously.

Mr. Minniear **MOVED TO COME OUT OF EXECUTIVE SESSION.** Mr. Farrell seconded. The motion passed unanimously.

REGULAR MEETING

6:00 P.M.

On Tuesday, May 16, 2023 at 6:00 P.M., the Liberty Township Board of Trustees met this day for a Regular Meeting. Upon call of the roll, Mr. Farrell - present, Mr. Schramm – present, Mr. Minniear – present.

Mr. Schramm led the Pledge of Allegiance.

PUBLIC PRESENTATION

- Fire Dept. Pinning Ceremony for Perry Fisher, Justin Bell, Shane Trickey, Tyler Marsan, Dylan Jones, Colin Mele, Jesse Campbell, McKeon Buchanan and Pierre Monvillers.

PUBLIC HEARING #1

- **ZC23-006:** Hen-Jur LLC requests a major modification to the Freedom Pointe MU-PUD and preliminary PUD plan.

Mr. Farrell recused himself from the public hearing.

Mr. McIntyre presented the staff report.

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Jose Casterjon, 3700 Park 42 Drive, representing the applicant stated that sidewalk connectivity will be maintained as previously approved. The change that is being requested is due to changing market conditions,

Mr. Minniear asked if the report submitted was incorrect. The current approved plan is for a two-story 36,000 square foot building and the report only stated 18,000.

Mr. Casterjon stated that yes, the original plan was for a two-story 36,000 office building.

Dan Wheeler, 7368 Princeton Road, gave an update on the buffer and the planting and seeding of the buffer mounds. The development is expecting Pro Scan Imaging replacing a retail space. The currently planned retail strip will house a dentist office. The developer has added several more trees trying to be a good neighbor.

Mike Dahm, 100 Northeast Drive, representing Mike's Car Wash stated there is a demand in this area for a car wash.

Eddy Krieger, 100 Northeast Dive, provided information regarding the dB rating of the proposed car wash.

Comments in Favor

Steve Stenken, 7121 Larkspur Lane, stated the extension of the mounds provides better site and sound protection. He feels the developer is considerate of the neighbors.

Comments in Against

No Comments

Comments in Neutral

Matt Brook, 8115 Cherry Laurel Drive, would like the Trustees to consider the financial impact of a car wash on the JEDD

Mr. Minniear **MADE A MOTION TO CLOSE THE PUBLIC HEARING.** Mr. Schramm seconded. The motion passed.

Mr. Schramm is torn on this decision. He is fighting hard to adhere to the master plan that was approved.

Mr. Minniear, stated that for the residents a car wash could be a benefit. Addressing Mr. Brook's comments about the JEDD – he also has to consider the change to the JEDD.

Mr. Schramm **MADE A MOTION TO RESOLUTION TO OVERTURN THE RECOMMENDATION OF THE LIBERTY TOWNSHIP ZONING COMMISSION NOTICE OF DECISION FOR CASE ZC23-006, HEN-JUR, LLC, AND TO DENY A MAJOR MODIFICATION TO THE FREEDOM POINTE MU-PUD AND PRELIMINARY PUD PLAN. (2023-057)** Mr. Minniear seconded. The motion passed.

PUBLIC COMMENTS

No Comments

FISCAL OFFICER BUSINESS

- Appropriation Status as of April 30, 2023
- Fund Status as of April 30, 2023
- Liquor Permits for:
 - Success Foods Management Group Ohio LLC
DBA Torchy's Tacos, 7673 Blake Street, Ste 100
Liberty Township, OH 45069
Liberty Township does not request a hearing on this permit.
 - Aldi Inc. Ohio
DBA Aldi 86, 5418 Liberty Sq. Drive
Liberty Township, OH 45011

Liberty Township does not request a hearing on this permit.

REGULAR MEETING CONSENT AGENDA

All matters under the Consent Agenda are considered by the Board of Trustees to be routine and will be enacted by one motion. Any Trustee may remove an item from the Consent Agenda by request. No second is required for removal of an item. Items removed for separate discussion will be considered after the motion to approve the Consent Agenda.

CONSENT AGENDA

Fiscal Officer

- Meeting Minutes – Motion to approve the following:
 - Regular Meeting, April 18, 2023
 - Regular Meeting, May 2, 2023
- Payment Listing – Motion to approve the Payment Listing and Additional Payment Listing

Requisitions

- Motion to approve requisitions over \$10,000.
 - \$18,000 K & R Landscaping (mowing)
 - \$18,000 Account #2041-4100-360

Mr. Schramm **MOVED TO APPROVE THE CONSENT AGENDA.** Mr. Minniear seconded. The motion passed unanimously.

DEPARTMENTAL BUSINESS

No New Business

TRUSTEE COMMENTS

No Comments

EXECUTIVE SESSION

Mr. Minniear **MOVED TO GO INTO AN EXECUTIVE SESSION TO CONSIDER THE EMPLOYMENT OF A PUBLIC EMPLOYEE.** Mr. Farrell seconded. The motion passed unanimously.

Mr. Minniear **MOVED TO COME OUT OF EXECUTIVE SESSION.** Mr. Farrell seconded. The motion passed unanimously.

ADJOURNMENT

Mr. Minniear **MOVED TO ADJOURN.** Mr. Farrell seconded. The motion passed unanimously.



Mr. Schramm, President



Pamela Quinlisk, Fiscal Officer

