

**MINUTES**  
**MEETING OF THE JOINT PLANNING BOARD**  
**MONDAY, APRIL 09, 2012**  
**7:00 PM**

PRESENT: Margie Evens, Rick Fischbach, Lowell Rushmeyer and Richard Bresnahan  
Jodi Austing-Traut, City Clerk/Administrator.

Also present: John Grutsch, Mayor City of Avon and Leroy Gondringer, Chairman Township Board

ABSENT: None

**Call to order** by Rick Fischbach at 7:00 pm.

Pledge of Allegiance

**Review/Approve Minutes from April 11, 2011**

*Motion Margie Evens to approve minutes as presented*

*Second Richard Bresnahan*

*Passed Unanimously*

**Appoint Chairperson**

*Motion Margie Evens to appoint Richard Bresnahan as Chairman of the Joint Planning Board from April 2012 to April 2013*

*Second Lowell Rushmeyer*

*Passed Unanimously*

**Public Hearing**

Public Hearing was opened by Chairman Bresnahan at 7:05 pm to consider amending Section 5B of the Orderly Annexation Agreement dealing with the 60% petition for the annexation of a neighborhood. A resident questioned why the JPB is bringing this issue to the forefront. Mayor Grutsch explained that the city has requested the change to 51% to ensure that majority rules. Township Board Chair Leroy Gondringer explained that this section of the Orderly Annexation Agreement relating to neighborhoods is an advantage to the city. Without the agreement the city would need to consider each property on a case-by-case basis. With the agreement, if 60% of a neighborhood agrees to be annexed, the city gets 100% of the neighborhood brought in. A number of residents of the Township who were in attendance expressed their desire to see the agreement stand as written with a 60% petition required for annexation of a neighborhood.

*Motion Lowell Rushmeyer to close the public hearing at 7:30*

*Second Margie Evens*

*Passed Unanimously*

The board discussed the terms of the agreement in further detail. Lowell Rushmeyer stated that he believes the agreement should stand as written. Rick Fischbach gave his opinion that he believes in majority rule. He does not feel comfortable that with the way the agreement is written, 41% of any neighborhood has the authority to say an annexation is not going to happen. Margie Evens agreed.

*Motion Lowell Rushmeyer to leave the wording of the OAA as it stands*

*Second Richard Bresnahan*

*Motion failed with Evens and Fischbach against*

### **Annual review of the Orderly Annexation Agreement**

Lowell Rushmeyer commented that the city and township are to be commended for their work on the agreement and the defining of the growth area. Many area cities and townships struggle with these issues or do not discuss them at all.

No further issues with the Orderly Annexation Agreement.

### **Annual review of growth maps**

No issues with maps.

### **General information sharing**

Margie Evens has received calls of concern about unsightly items at the Straley property. The Township will discuss this issue at their regular meeting.

Richard Bresnahan stated that the Township will be placing a five-acre parcel of property near Budde Trucking up for sale. This property, owned by the Township, is located within the Orderly Growth Area.

Mayor Grutsch indicated that the city just opened the compost site and requested that the township participate in the maintenance of the compost site. Leroy Gondringer mentioned that the township had applied for a SCORE grant from the county. Township officials will check if those funds can be used for this purpose.

### **Adjournment**

Meeting adjourned at 8:00 by motion of Rick Fischbach, second Lowell Rushmeyer.

Respectfully Submitted by:

Jodi Austing-Traut

City of Avon/Avon Joint Planning Board