

**Record of Proceedings
Minutes of the Carlisle Township Board of Trustees
Special Meeting
November 20, 2017**

The Carlisle Township Board of Trustees met on November 20, 2017 at 6:30 PM for a Special Meeting with Thomas Horseman the Building Official. In attendance: Trustee James Wright, Trustee Berry Taylor, Trustee Jared Smith, Fiscal Officer Kimberly Fallon, Administrative Assistant / Zoning Inspector William Oliver, and Fire Chief Kevin Dembiec.

Trustee Wright opened the meeting and deferred to the Fire Chief on clarification of issue between the fire department and the building official.

The Fire Chief deferred to Volunteer Captain Kurt Blair. Mr. Blair stated that it has to do with the plan review board process, which is not happening at all. A couple of letters have been sent to Mr. Horseman and both have been ignored. The fire department does not see any plans until after they have been approved. He used Allied Waste on Butternut Ridge Road as an example. When he was sent down to do an acceptance test for the fire apparatus, the entire building had been turned (which wasn't an issue) and the fire line was allowed to be placed between two large transformers. Allied Waste incurred additional costs moving it to the other side of the building. If the fire department was part of the review of the plans, the additional costs could have been avoided. Mr. Blair stated that after a Certificate of Occupancy is issued, the fire department cannot force a business to comply with fire codes.

The Fire Chief stated that he is consistently being questioned by the business owner as to why they didn't know of something before the permits were issued and why didn't the building official say something. He also stated that two building went up at the airport and the fire department knew nothing of them until after. He stated the building official's authority has never been questioned, but the fire code gives the fire department the right to give input. It is much easier to get things done during the process than after it is all done.

The building official disrespectfully stated he was going to educate the Trustees. He submitted the Ohio Revised Code which gives him jurisdiction and what the responsibility is for the fire marshal. The fire department is in charge of fire prevention; he is in charge of fire protection. He is in charge of sprinklers, insulation of sprinklers, and the acceptance test. He stated that he had not performed an inspection yet to know where the fire line was located. The acceptance test is usually done before the final inspection. Trustee Taylor questioned if the plans showed where the fire line was. Mr. Horseman said he didn't have the plans with him to know that. He said sometimes it is shown and sometimes it is not. Normally, the fire department would be involved at the beginning when it is being installed. Usually there isn't a wall hydrant, so the fire department doesn't have to park the fire truck up against a burning building. The fire chief reiterated what Mr. Horseman stated about "input at the beginning" when the fire department gets nothing until after the fact. He stated that Mr. Horseman is ignoring the fact that he is an agent of the Township and should be cooperating with the Township officials.

Mr. Horseman submitted the fire code and indicated that the fire chief is only supposed to deal with the code for the fire department, not the Ohio Revised Code.

Mr. Horseman invoked the exit clause to terminate services effective December 31, 2017. He will send it to the Trustees. Trustee Taylor stated that Mr. Horseman just made the Trustees job easier. Mr. Horseman further stated that the price for commercial permits will now double in fees by going through the state and walked out.

Mr. Blair stated that he has been in this business for many years and has worked with some of the building official's inspectors and have always been included in the process. He has dealt with contractors, like for Allied Waste, and the building official is never around. Trustee Wright stated that if this is the type of person that the Township hired and treats the Trustees with great disrespect in this situation, he can only imagine how the building official is in other situations. The Township is better off without him.

Mr. Blair stated that in the Ohio Building Code it states that he does have authority to enforce things that is referenced in the Ohio Administrative Code and the Ohio Fire Code. He tried to work with the building official, not against him. Trustee Taylor stated that if this is the way he conducts himself, we don't need him.

Mr. Blair also clarified that fire department hoses come in 50 foot lengths, so the fire truck would never be right next to a burning building. Trustee Wright stated that the building official couldn't even speak intelligently on the situation which is why he got mad and stormed out. If he had stayed and had a civil conversation, everyone would have found out that he doesn't know what he is talking about. Mr. Blair also clarified that the fees will not double as the building official stated; they are clearly written and defined in the Ohio Building Code and you cannot go over what it says. The fire department can initiate those fees if it is adopted by the Township.

Fallon stated that the manner in which the building official responded is protocol. If he is questioned, he invokes his right to terminate the agreement rather than answer questions.

Trustee Taylor questioned who else was available to be the building official. It will be investigated.

Trustee Wright stated that the building official cannot resign immediately; he has to fulfill the agreement of giving 60 days' notice. Trustee Wright motioned to accept the building official's resignation per the terms of the contract, seconded by Trustee Smith; roll call, all ayes, motion carried.

Adjournment

There being no further business to come before the Board, motion to adjourn was made by Trustee Smith, seconded by Trustee Taylor, roll call: all ayes, meeting adjourned at 6:50PM.

Trustee James Wright

Trustee Jared Smith

Trustee Berry Taylor

Kimberly Fallon
Attested: Kimberly Fallon, Fiscal Officer

12/13/17
Date