

Montville Township Trustees
November 24, 2009

Present:

Trustee Jeff Brandon, Acting Chairman
Trustee Jeff Shuran
Fiscal Officer Mary Pawlowski
Police Chief Tom Acklin
Zoning Field Assistant Paul Jeffers

Also Present :

Bob Sackett, Resident
Jeff Russell, Resident
Ron & Marlene Oiler, Westfield Twp.
Ron Potter, Zoning Commission
John Vujevich, Zoning Commission
Roger Riachi, RFC Contracting

Trustee Brandon opened the regular meeting of the Montville Township Trustees, which came to order at 7:31 p.m. The Pledge of Allegiance was recited. Trustee Shuran offered a prayer. Trustee Brandon welcomed residents to the meeting and stated that the meeting is being recorded for transcription purposes only.

PUBLIC HEARING:

Trustee Brandon opened the Public Hearing for recommended text amendments by the Montville Township Zoning Commission regarding the establishment of riparian and wetland setbacks. Field Assistant Paul Jeffers gave a brief overview of the recommendations. He said that the Zoning Commission has worked on putting this text together to protect and to set regulations for waterways and wetlands in the township.

Three of the Zoning Commission Board members were in attendance, including John Vujevich and Ron Potter. Mr. Vujevich said that the Board had worked on the riparian and wetlands project over an 18 month period. In the current zoning text had a number of different sections that referred to wetlands, setbacks and riparian ways but there was not a comprehensive resolution and nothing addressed the commercial areas. The proposed text change is a new consolidated resolution. This resolution is designed to maintain a benefit to the community for wetland areas as well as riparian ways, but it also takes into consideration demands placed upon the Zoning Commission by developers and property owners.

Trustee Brandon opened the hearing up to the public. There were no comments or questions. There were no further questions from the Trustees. Trustee Brandon closed the public hearing.

Trustee Shuran moved Resolution 112409.01 adopting the recommended changes offered by the Montville Township Zoning Commission to add Chapter 570 Establishment of the Riparian Setbacks, revising Table of Contents; Chapter 210 Definitions by removing Definitions for Billboards and adding Definitions for Lot Split, Subdivision Major and Subdivision Minor; Chapter 410 Single Family Residential Districts revising Sections 410.5E and 410.7A; Chapter 412 Plan Erode Development Regulations revising Section 412.6C.7 and removing Section 412.6E; and Chapter 414 Planned Residential Development Regulations revising Section 414.8B2 and removing Section 414.10. Trustee Brandon seconded the Resolution. The Resolution was passed, 2 ayes, 0 naves and 0 abstentions.

Roger Riachi of RFC Contracting updated the Trustees on the progress made for the Safety Services building. Mr. Riachi said that he met with David Fagan from the USDA in Columbus last week. He obtained a list of paperwork items that Mr. Fagan requires. Mr. Riachi and the architect are working to provide the documents needed. Once Columbus gives the final approvals, Mr. Riachi said that they will be dealing with the office in Massillon for monthly inspections and draws. Mr. Riachi expects to get approval from Columbus in approximately two weeks.

Fiscal Officer Pawlowski would like to meet with Massillon in the month of December if it is possible. Mr. Riachi said that he will suggest it and try and push for it, if they can be available.

Trustee Brandon asked when Mr. Riachi would expect the construction bids to be going out. Mr. Riachi said that, because the approval will take another week or two, he would recommend setting the bid date to be due in January. We will get more coverage and participation in the bidding if it is set in January rather than in December. Chief Acklin agreed, and said that he would like to have a little extra time in order to get some healthy competition.

Trustee Brandon asked how soon we would break ground once a contractor is selected. Mr. Riachi said that, weather permitting, it could begin right away. Some items such as demolition and tree removal are not weather inhibited. They are part of the construction package.

PUBLIC RECOGNITION:

Mr. Ron Oiler, Trustee-Elect for Westfield Township, said that he was visiting and observing the meeting with his wife Marlene.

APPROVAL OF MINUTES:

Trustee Shuran made a motion to approve the minutes for the November 10th Regular Trustees meeting. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.

DEPARTMENT REPORTS:

ZONING: Zoning Assistant Paul Jeffers requested, and **Trustee Shuran made a motion refunding \$206.14 to Lettergraphics, Inc. for permits #8275, #8276 and #8277 for signage that was not constructed. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Mr. Jeffers gave the zoning report (attached). In the report, Mr. Jeffers said that the Zoning office is continuing to work with the Health Department on the Kunkel property. Mr. Jeffers went out with the Health Department last week for an inspection of the clean-up progress. The Kunkel s are relatively close to schedule; some areas are

behind and other areas that were not included in the scheduling has already been worked on. Progress on the clean-up will be reported to the Prosecutor's office.

Mr. Jeffers compared the noise resolution that is being adopted by Hinckley Township with the resolution that the Montville Township Trustees adopted in 2006. He felt that the two resolutions are almost identical.

In Montville Commons, an occupancy permit has been issued to Delux Restaurant to begin work on the interior of the restaurant. This business will be located in the southwest corner of Montville Commons. The Zoning Inspector has met with the Prosecutor's office regarding calling in the bond to finish the paved parking area. Mrs. Emrick has been given approval to move forward.

The Zoning Commission reviewed the plan for Drug Mart. The plan did not meet all the requirements for the preliminary phase. A new plan was received by the Zoning office and the Zoning Commission will review it on December 9.

POLICE: Chief Acklin requested, and Trustee Shuran made a motion to purchase title insurance for \$9,400, which will come out of the loan when it is approved. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.

Chief Acklin requested, and Trustee Shuran made a motion for American Land Title to do a title search for \$2,800, which will come out of the loan when it is approved. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.

Chief Acklin requested, and Trustee Brandon made a motion to place no parking between arrows signs on Blue Heron Trace. Trustee Shuran seconded the motion. In discussion, Trustee Shuran asked if the County Engineer could do something to prevent this problem in the future. Chief Acklin agreed; he said that the grade is not good on this street. **The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Chief Acklin said that the Police Department conducted a DUI checkpoint on Route 18 on Friday evening. Approximately 300 cars went through the checkpoint; 3 or 4 arrests had been made.

ROADS: Roads Superintendent Clapper gave his roads report (attached). The new pick-up truck was taken to Judco to have the snowplow and strobe light system installed. Some of the other trucks were taken in for tires.

PARKS: Trustee Brandon was contacted by Joe Demeter from Paradise Tree Farm. Mr. Demeter has 40-50 trees that he would like to donate to the township. Trustee Bischof thought they could be used on the long driveway leading up to the school and Cobblestone Park. It would also be good to use the trees as a buffer on the backs of the yards on River Rock.

The only cost to the township will be for the planting of the trees, which would be done by Paradise Tree Farm, at \$30/tree. The trees available to the township are flowering pear, weeping cherry, service berry, and maple. They could be planted this year

as long as the ground is not frozen. Discussion ensued about the size of the trees and whether the trees being donated require care such as maintenance and labor.

Trustee Brandon made a motion accepting the donation of 40 50 trees from Paradise Tree Farm and hiring Paradise Tree Farm to plant the trees along the drive leading to Ralph E. Waite Elementary and Cobblestone Park at a cost of \$30/tree and not to exceed \$2,000. Trustee Shuran seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.

Resident Jeff Russell commented that lights are left on at the school all night long. The line of pine trees behind the school was cut back considerably during construction and the lights from the school shine through, especially with the leaves gone in the fall and winter. When planning for trees in the future, some pine trees to block out the lights from the school would be helpful. Fiscal Officer Pawlowski suggested talking with the schools and having them lower the lights as at Blake. Trustee Brandon said that he would speak with the school.

Roads Superintendent Clapper updated the Trustees about the posts that were installed, which are designed to keep motorists from driving on the path. This is a different outcome than was decided at the last Trustees meeting, where the installation of the posts would be cumbersome to put up and down, and to remove snow from around them. According to ODOT, it is more of a liability for the township to not have them.

FIRE: The fire billing for second quarter fire runs has been corrected. This was a \$10,800 difference in billing.

LST: Trustee Brandon reported the October LST billing was \$15,488.49, which is over budget by \$1,000. There were 328 ambulance runs through October. Montville Township is at 11% of the total program.

Trustee Shuran made a motion to pay Medina Hospital \$15,488.49 for the LST October billing. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.

OTHER BUSINESS:

Fiscal Officer Pawlowski requested and **Trustee Shuran made a motion to pay the City of Medina \$12,254.92 for corrected invoice for second quarter fire runs and rescind the motion of October 27 for \$22,889.26. Trustee Brandon seconded the motion. The motion was passed 2 ayes, 0 nays and 0 abstentions.**

Fiscal Officer Pawlowski requested and **Trustee Shuran made a motion to pay RFC Contracting \$20,000 for services on the Safety Services building. Trustee Brandon seconded the motion. The motion was passed 2 ayes, 0 nays and 0 abstentions.**

Fiscal Officer Pawlowski requested and **Trustee Shuran moved Resolution 112409.02 to provide health, dental and vision coverage to Elected Officials and full-time employees in accordance to ORC 505.60. Trustee Brandon seconded the**

Resolution. In discussion, Mrs. Pawlowski explained that the Trustees from the prior year need to make the Resolution for the incoming Trustees. **The Resolution was passed, 2 ayes, 0 naves and 0 abstentions.**

Fiscal Officer Pawlowski requested and **Trustee Shuran moved Resolution 112409.03 to not deduct for benefits for the newly elected Trustee Bischof and Trustee Brandon. Trustee Brandon seconded the Resolution. The Resolution was passed, 2 ayes, 0 naves and 0 abstentions.**

Trustee Shuran made a motion approving BC and PO s as presented and to pay bills totaling \$65,483.81. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 naves and 0 abstentions.

At 8:37 p.m. Fiscal Officer Pawlowski requested, and **Trustee Brandon made a motion to enter into Executive Session for discussion on contract negotiations. Trustee Shuran seconded the motion. The motion was passed, 2 ayes, 0 naves and 0 abstentions.**

At 8:57 p.m. **Trustee Brandon made a motion to return from Executive Session. Trustee Shuran seconded the motion. The motion was passed, 2 ayes, 0 naves and 0 abstentions.**

Trustee Shuran made a motion to renew the Ohio Insurance Services Medical Mutual Option1 benefits for 2010. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 naves and 0 abstentions.

Trustee Shuran made a motion to renew the Delta Dental Insurance with Ohio Insurance Services for 2010. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 naves and 0 abstentions.

At 9:15 p.m. Trustee Brandon adjourned the meeting.

Respectfully submitted,

Elaine Klafczynski

Approved by:

Date

Attested:

Date: