

**Montville Township Trustees**  
**February 23, 2010**

**Present:**

Trustee Jeff Brandon, Chairman  
Trustee Ron Bischof  
Trustee Jeff Shuran  
Fiscal Officer Mary Pawlowski  
Police Chief Tom Acklin  
Zoning Inspector Judy Emrick  
Roads Superintendent Dennis Clapper

**Also Present :**

Deryl & Sally Albrecht, Residents  
Jeff Russell, Resident  
Kaitlin Bushinski, Gazette

Trustee Brandon opened the regular meeting of the Montville Township Trustees, which came to order at 7:36 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.

**APPROVAL OF MINUTES:**

**Trustee Shuran made a motion to approve the minutes for the January 12, January 26, and February 9th Regular Trustees meetings. Trustee Bischof seconded the motion. The motion was passed, 3 ayes, 0 naves and 0 abstentions.**

**DEPARTMENT REPORTS:**

ZONING: Zoning Inspector Emrick reported that we did receive the cemetery lot combinations from Lewis Land Professionals, which Mrs. Emrick will be passing along to Atty. Greg Happ who will be doing the title search.

Mrs. Emrick gave the zoning report. She has not heard anything from Learning Garden or from McDonalds on Lexington Ridge regarding the noise from the trash trucks. Trustee Bischof had received a complaint from a resident about noise from the trash trucks at 3:30 in the morning on Colinas Drive. Trustee Bischof said that the trash company has been cooperative in the past, by replacing brakes and by changing their route to avoid the loud beep when the truck needs to back up.

In a separate issue, the Medina County Branch of the United States Department of Agriculture notified the township that the area which makes up Waite Elementary School has been removed from that area s cropland.

All of the JEDD documents have been turned over to Medina City. Councilman Coyne recommended that the gathered documents be sent to Atty. John Albers. After Atty. Albers review and approval, Council Clerk Katie Horn and Mrs. Emrick will take them to the Medina County Commissioners offices.

Mrs. Emrick is hopeful about the party interested in the vacant house on Trystin Tree. It may soon be purchased, repaired and become a home once more. The house is once again up for sheriff s sale.

A 2010 boundary validation map of Montville Township was provided through The United States Bureau of Census. The Montville zoning office compared their documents and found them to coincide with their maps in the zoning office. Mrs. Emrick asked for Trustee Brandon's signature on the document, as he is the highest elected official.

Mrs. Emrick requested the Trustees' signatures on a certificate of appreciation to be presented to Mike Anderson.

ROADS: Roads Superintendent Clapper gave the roads report (attached). Mr. Clapper said that the Roads Department had attended the Ohio Township Association Winter Conference trade show on February 19<sup>th</sup>.

Mr. Clapper requested, and **Trustee Bischof moved Resolution 022310.01 to participate in the ODOT co-op purchasing program. Trustee Shuran seconded the resolution. The resolution was passed, 3 ayes, 0 nays and 0 abstentions.**

Mr. Clapper received a quote from Litchfield Equipment for roadside mowing for the 2010 growing season at a cost of \$78 per hour. Mr. Clapper requested, and **Trustee Shuran made a motion approving Litchfield Equipment to do the roadside mowing for the 2010 growing season at a cost of \$78/hour. Trustee Bischof seconded the motion. The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

PARKS: Trustee Bischof said that the new park at Cobblestone still has one fertilizer application coming this spring. There will also be another re-seeding of the whole area in the spring. We will need to request bids to fertilize and use weed control on all the turf that the township has.

Trustee Bischof said that a lighting company that has put up more than 50% of the lighting in the United States ball parks is interested in installing lights at Cobblestone Park baseball fields. A baseball field may cost \$80-90,000 for lighting. Rather than conventional payment, this company offers to put up the lighting and then charge \$5,000/year for twenty years. Before any further consideration, Trustee Bischof would like to find out from the baseball association if lighting is needed on any of the baseball fields at Cobblestone.

Fiscal Officer Pawlowski wondered about the cost of running electricity to these ball field lights. Trustee Bischof was told that these are low energy lights that would cost \$5/game in electricity. Trustee Shuran commented that daylight savings would allow for natural daylight until about 9 p.m. in the evenings, and residents may object to baseball games going on much past that hour. Resident Jeff Russell said that, as a resident in the neighborhood behind the woods, he felt that it would become a larger issue with lights and additional traffic in the evenings in an already traffic-challenged area.

Trustee Brandon said that he spoke with John Burkhart from the school district regarding the disintegrating road up to the elementary school. Trustee Brandon said that, apparently, Fetchco Excavating had done the work and Mr. Burkhart believes that there is a warranty on it and will be meeting with Fetchco. If repairs will be done, it would be after the school year. Trustee Bischof said that we are also concerned with

the parking lot having a sufficient base. There has been quite a bit of correspondence between the school, Fetchco, Lewis Land and the designers. The design had only 4-1/2 inches of base asphalt, which is nowhere near sufficient. Because of this deficiency, the parking lot may need another inch and a half of asphalt.

Trustee Bischof said that he would like to purchase seedlings from the county soil and water conservation. The township could then plant them in rows at White Tail Park similar to how a nursery would plant trees. The trees could then be used in the future all over the township parks instead of purchasing large trees.

Gatchell Grant Resources is working on providing additional information for the ODNR grant, which is due by March 14<sup>th</sup>.

Discussion ensued about installing playground equipment at Whitetail Park, which would also help with controlling vandalism. Mr. Clapper received a call recently with a playground equipment company that would like to meet and discuss the township's playground needs for the park. Trustee Bischof would like to find a way to raise funds needed for the playground equipment.

Trustee Bischof is working to get a good estimate on the cost for fencing and the warning tracks for the four ball fields at Cobblestone Park. Also, a lawn mower will be needed for mowing the turf grass.

Trustee Brandon said that he had conversations with some Medina Township Trustees about equipment to care for the new fields, and they said that they would be willing to share the cost and use of new equipment. Trustee Bischof thought that would be a good idea to share equipment that is not used every day. Mowers are probably used too often to share.

POLICE: Chief Acklin requested, and **Trustee Bischof moved Resolution 022310.02 authorizing the issuance of bonds in the amount of not to exceed \$3,531,000 for the purpose of constructing a safety services center, furnishing and equipping the same, with related improvements and appurtenances thereto, landscaping and improving the site thereof, and acquiring land and interests in land as necessary in connection therewith. Trustee Shuran seconded the Resolution.** In discussion, Trustee Shuran wanted to confirm that this Resolution had been reviewed. Chief Acklin confirmed that the law firm out of Columbus had drafted this document. **The Resolution was passed, 3 ayes, 0 nays and 0 abstentions.**

Chief Acklin said that Mr. Riachi sent an e-mail inquiring a past Resolution, perhaps from 2007, authorizing bidding. The Trustees were not clear on what Mr. Riachi was getting at; they speculated that Mr. Riachi wanted to use similar wording for a new Resolution for the Safety Services building. Chief Acklin will get clarification.

Trustee Bischof had asked Mr. Riachi about marking the trees that were to be taken down, and Mr. Riachi had mapped them out in a drawing. Chief Acklin said that our permit has been approved by the County and the trees could come down at any time but certainly before bat season which begins April 1st. Trustee Bischof would prefer to have our Service Department cut the trees down during some of their slow time in the late winter. He would also like to inquire about borrowing a chipper from the city or county.

Chief Acklin said that, with regards to the water system for the new building, the County asked for a back flow preventer relief valve. This is not currently in the building plans. Discussion ensued. Mr. Clapper offered to get pricing.

**Trustee Bischof made a motion to hire a plumbing company to put in a back flow preventer valve not to exceed \$1,000. Trustee Shuran seconded the motion. The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

Chief Acklin requested, and **Trustee Brandon made a motion to have AT&T do a weights and measurements structural analysis to relocate the police antennas to the cell tower. Trustee Shuran seconded the motion.** In discussion, Trustee Bischof wanted to clarify whose frequency this would be. Chief Acklin said that this was for police communications only, and not for the Fire and LST dispatch frequency. **Trustee Brandon amended the motion to include the cost of \$2,000 for the structural analysis to relocate the police antennas to the cell tower. Trustee Shuran seconded the amended motion. The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

Chief Acklin requested, and **Trustee Brandon moved Resolution 022310.03 amending Resolution 020910.01 to deny approval of 911 emergency dispatching services contract with the City of Medina due to errors in the contract. Trustee Bischof seconded the Resolution. The Resolution was passed, 3 ayes, 0 nays and 0 abstentions.**

UTILITIES: Trustee Bischof said that the Health Department and Sanitary Engineer have turned the septic/sewer issue in Rustic Hills over to the EPA. The EPA is presently going door to door in Rustic Hills; their decision will be mandatory. Rustic Hills has scheduled a meeting in early March to advise the residents of whatever EPA decisions have been made.

Trustee Brandon said that the electric aggregate task force met this morning at the County Administration building. There is now a master aggregation agreement between Medina County and First Energy Solutions. This agreement is now at the Prosecutor's office for review. Rather than a nine year agreement which the contract calls for, the task force is looking into shortening the term to a three year agreement due to the possibility of more competitive suppliers of electricity in the future. A shorter term may also change the grant opportunities that are present with the current aggregation plan. The next meeting for the task force is scheduled for March 9<sup>th</sup>.

LST & FIRE: Trustee Brandon received a 2009 year-end report from the Fire Department from Medina City. The report gave details of incident calls from 2009, as well as inspections done, training, expenditures and equipment. Trustee Shuran asked if the overcharges from the duty crew had been addressed. Trustee Brandon said that he would like to have a meeting set up to discuss this issue with the Montville Township Trustees, the fire chief, the mayor and with Dr. Levine.

The December 2009 LST bill again came in under budget at \$9,583.38. There had been 29 LST runs in December, bringing the year-to-date total to 388. Montville Township is at 11.4% of the total program.

OTHER BUSINESS:

Fiscal Officer Pawlowski reviewed the January Bank Reconciliation and financial reports. Copies of January reports provided to each Trustee: Fund Status and Fund Summary; Appropriation Status; and Revenue Summary. The Fund Status report as of February 23 was provided to each Trustee.

**Trustee Shuran moved Resolution 022310.04 approving Supplemental Appropriations. Trustee Bischof seconded the Resolution. The Resolution was passed, 3 ayes, 0 nays and 0 abstentions.**

**Trustee Brandon made a motion paying Centennial Title Agency \$10,722.75 for title insurance on the Safety Services building. Trustee Shuran seconded the motion.** In discussion, Trustee Bischof asked for an explanation of title insurance on a building that has not yet been built. Trustee Brandon said that the insurance would protect from such things as a deed on a parcel that was never recorded, or a problem arising from a legal description on the title. **The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

Fiscal Officer Pawlowski requested, and **Trustee Shuran made a motion paying \$500 to the SPCA for 2010 rescue services. Trustee Bischof seconded the motion.** In discussion, Trustee Bischof commented that Medina Township's bill was \$1,000, but they had more than three times as many calls as Montville Township. **The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

Fiscal Officer Pawlowski requested, and **Trustee Brandon made a motion paying \$2,250 to Paradise Tree Farm for trees at drive to Waite Elementary/Cobblestone Park. This motion is to correct the November 24, 2009, motion stating that the payment was not to exceed \$2,000. Trustee Bischof seconded the motion. The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

Fiscal Officer Pawlowski reported an estate tax of \$5,357.66 that Montville Township will be receiving.

**Trustee Brandon made a motion approving BC and PO's as presented and to pay bills totaling \$144,360.19. Trustee Shuran seconded the motion. The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

At 9:12 p.m. **Trustee Shuran made a motion to enter into Executive Session for personnel issues. Trustee Brandon seconded the motion. The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

At 9:22 p.m. **Trustee Shuran made a motion to return from Executive Session. Trustee Brandon seconded the motion. The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

**Trustee Shuran made a motion to offer employment to Justin Bennett, upon successful completion of psychological, polygraph and medical exams. Trustee Brandon seconded the motion. The motion was passed, 3 ayes, 0 nays and 0 abstentions.**

**Trustee Brandon made a motion hiring Justin Bennett as full time police officer, pending favorable results of the pre-employment testing. Trustee Bischof seconded the motion. The motion was passed, 3 ayes, 0 naves and 0 abstentions.**

At 8:58 p.m. Trustee Brandon adjourned the meeting.

Respectfully submitted,

Elaine Klafczynski

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Approved by:

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Date

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Attested:

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Date: