

**Montville Township Trustees**  
**March 23, 2010**

**Present:**

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

**Also Present :**

Deryl & Sally Albrecht, Residents  
Jeff Russell, Resident  
Scott Sandusky, Resident  
Ray Seaman, Chamber of Comm.

Steven H, Post  
Kaitlin Bushinski, Gazette  
Fire Chief Bob Painter  
Gene Salzener, LST  
David Levine, Hinckley

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

**PUBLIC RECOGNITION:**

Mr. Scott Sandusky, resident of Highland Meadows Drive, presented an issue on a draining problem on Highland Meadows to the Board. Mr. Sandusky believes that the draining issue stems from the Cobblestone area. He had several pictures of the flooding for the Board to review.

Trustee Brandon asked Mr. Sandusky if his residence is adjacent to the new park. Mr. Sandusky replied that he is on the corner of Highland Meadow and Highland Green. During the three years that he has lived there, his property is progressively gathering more water. He feels that the more homes that are built, the more water comes right down into his property. He said that, if this drainage problem continues, his neighbor's home will be under water. His neighbor was out of town and unable to attend the meeting this evening but plans to be at the next Trustees meeting.

Trustee Brandon said that the County engineers have done some drainage work along Mr. Sandusky's street and there is more work that needs to be done. Trustee Brandon recommended Mr. Sandusky speaking with Mike Salay, the Medina County Engineer, who could help with this issue.

Mr. Sandusky also wanted to find a solution to the incomplete sidewalks. He said that they had not even been backfilled after the cement was poured.

Resident Jeff Russell said that potential lighting at Cobblestone Park had been brought up at the last two Trustees meetings. He thought that there had been plenty of time to talk about and understand the issue and to revisit the commitments that were made when the park was put in. He requested commitment from the Trustees on where they stand with regards to the use of the park and the impact they are willing to accept on the neighborhood. He said that he would hold his question for the next meeting when all three Trustees are present.

APPROVAL OF MINUTES:

**Trustee Brandon made a motion to approve the minutes for the March 9 Regular Trustees meeting. Trustee Bischof seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

DEPARTMENT REPORTS:

LST: At 7:40 p.m. **Trustee Brandon made a motion to go into Executive Session for contract negotiations. Trustee Bischof seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

At 8:50 p.m. **Trustee Brandon made a motion to return from Executive Session. Trustee Bischof seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Trustee Brandon had received the January 2010 LST bill which was \$8,631.09. There had been 19 calls for LST in the township in January, which made up just over 7% of the entire program. Montville Township was under budget by 38% for January.

Trustee Brandon also reviewed the February 2010 LST bill, which was \$13,865.42. There were 33 ambulance runs, bringing the total to 52 for the year. Montville Township had 9% of the LST runs in the program for February. Montville Township was over budget for the month by 2.1%.

FIRE: Trustee Brandon said that the Trustees had just completed a long discussion in Executive Session about the fire contract with Fire Chief Bob Painter, Gene Sulzener from LST and Dr. Levine from the hospital.

UTILITIES: Trustee Brandon said that the electric aggregation program will be on the May ballot. This had been recently reported on in the Medina Gazette.

ZONING: Zoning Inspector Emrick said that the Board had received copies of the revised donation agreement for Whitetail Park Subdivision Block H. Mrs. Emrick said that a Resolution would be needed to accept this document. This document will complete the trail system at White Tail Park. It has been reviewed by Bill Thorne and redrafted by Stan Sheets.

**Trustee Brandon moved Resolution 032310.01 accepting the land donation of 5.3692 acres in White Tail Subdivision Block H. Trustee Bischof seconded the Resolution.** In discussion, Trustee Bischof requested an aerial photo of the area from the internet. He said that it is difficult to know the property lines when walking in the area. Mrs. Emrick said that she could have it done. **The Resolution was passed, 2 ayes, 0 nays and 0 abstentions.**

Mrs. Emrick said that, over the last several years, the Zoning office experiences slow periods. We are currently having a slow period and, after discussion in the office, the Zoning office would like to be closed on Fridays temporarily. The office is currently open Monday through Wednesday from 9:00 a.m. until 2:00 p.m. and on Fridays for three hours. Mrs. Emrick requested, and **Trustee Brandon made a motion to**

**temporarily have the Zoning office closed on Fridays. Trustee Bischof seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Mrs. Emrick said that Fran Eden had offered her resignation letter today. Fran is the recording secretary for the Board of Zoning Appeals and the Zoning Commission. Mrs. Emrick does not want to see her go but understands her reasons. The Zoning office has been covering the meetings and, for now, that is likely how we will continue without Fran. Mrs. Emrick requested, and **Trustee Brandon made a motion accepting the resignation of Fran Eden as Recording Secretary to the Zoning Commission and the Board of Zoning Appeals.** In discussion, Trustee Bischof asked if the Board could recognize Fran with a plaque; Mrs. Emrick will take care of that for presentation at the annual Employee Appreciation dinner. **Trustee Bischof seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

POLICE: Chief Acklin said that he had met with Roger Riachi and with Dave King on the timeline for the Safety Services building. If the Prosecutor is able to complete his review of the project by April 8<sup>th</sup>, then the Trustees could vote on the bidding process at the April 13<sup>th</sup> regular Trustees meeting. We will go out to bids on April 15. A pre-bid meeting will be April 26<sup>th</sup>. The bids will need to be returned by May 18<sup>th</sup> to allow a start date around the first week of June.

Trustee Bischof asked about the house on the property; Chief Acklin said that is part of the bid process. Trustee Bischof said that there are items in the house that the township would like to have. The Police Department will want the shed to be put near the tower. Also, the kitchen cupboards could be used in the Service Department.

Chief Acklin requested, and **Trustee Brandon made a motion to hire Hall Public Safety to remove the equipment from old Car #4 and put it into the new Car #4 at a cost of \$2,670. Trustee Bischof seconded the motion.** In discussion, Chief Acklin said that this will be done in about a month. **The motion was passed 2 ayes, 0 nays and 0 abstentions.**

Chief Acklin requested, and **Trustee Brandon made a motion to lease a copier for the Police Department from MT Business Technology at a cost of \$216 per month for 48 months. This amount includes an upgrade to color, toner, and 3,000 black and white copies per month. Color copies are an additional \$.10 each. Trustee Bischof seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Trustee Bischof asked the sheriff about cleaning our roadsides. Chief Acklin said that he had also called, and he had no positive results. Trustee Bischof said that he would try and call again.

Trustee Bischof said that an e-mail was sent to various township people from a Poe resident that is concerned about the truck traffic on his road. Chief Acklin said that he had talked with this resident in his office and told him that he did not know what could be done about the truck traffic. Trustee Brandon said that he had responded to the email.

Fiscal Officer Pawlowski requested, and **Trustee Bischof made a motion to set up a separate checking account with First Merit for withdrawals for the Safety**

**Services building project. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

ROADS: Roads Superintendent Clapper gave his roads report. He said that, in the last few weeks, less time had been spent on the roads and most of their efforts had been spent on clearing 42 trees and preparing for the new building.

CEMETERY: Mr. Clapper said that he had contacted Fred Moorman who will be working with him in the next few weeks. Mr. Clapper asked the Trustees if they wanted a cremation area with smaller plots. The Trustees thought that was a good idea. Trustee Bischof said that he would also like to plant trees and then work the plotting around the trees.

PARKS: Trustee Bischof had an update on the drive at Cobblestone. Trustee Bischof offered John Burkhart, if he needed the help, to call our engineers to test the road surface and to give their expert opinion on why the road has failed. They had previously said that there is an inadequate base for the road. Fetchko has come out and put a load of stone down onto the road.

Trustee Bischof said that Mr. Russell had wanted to ask some questions about the park. Trustee Bischof said that the park was not designed to be a neighborhood park; it was designed to be a park for active recreation. He thought that a neighborhood park would have some swings in it and things like that for a neighborhood. This park was designed specifically to resolve a problem that we had with the city's recreation department. Our residents were being charged fees that would be eliminated if we would build a specific kind of park for baseball and soccer. Trustee Bischof said that, if we didn't have to do that, there would not be a park there and, instead, it would be more residential or commercial.

Trustee Bischof said that he had shown the park to a reporter from the Gazette last week and had indicated to her that the Trustees' primary importance was to make sure that the park was aesthetically pleasing just as Whitetail Park is. We have intentions of raising trees so they could be planted at the park. Also, at this time, it is not the intent of the Trustees to put lighting in the park. Also, he could not see lighting happening in the near future. We already have enough to deal with fertilizing the fields, a playground and fencing for the ball fields.

Trustee Bischof said that he has received an application for a group of girls to use the basketball courts. He wants to have a sign made for reserving the basketball court.

Discussion ensued about the costs of ongoing field maintenance at the new parks in Montville Township versus the fees that the families have been paying for their children to participate in sports in Medina, and the number of residents in Montville Township. Trustee Bischof commented on the upfront expenses particularly in the first year with the equipment necessary to maintain the parks, and the possibility of training our own employees to fertilizing.

Mr. Sandusky asked if Trustee Bischof thought that the baseball fields could be a profit center for the township in the future. Trustee Bischof said that, if the fields are good enough, we could host tournaments that would bring in a considerable amount of

money. Another idea that Trustee Bischof said that has been brought up many times is being part of a park district. Once a park district is formed and Montville Township is out of the picture, then we would no longer put any money into the parks. The park district would become an entity that would care for the parks. The negative side of a park district is that they would likely not take care of the parks like we take care of our parks.

Chief Acklin asked if more trash cans could be put in White Tail Park. He thought one was needed by the basketball courts. Trustee Bischof said that the scouts made four more trash containers to be put in the park, two of which will go in the pavilion.

Mr. Russell commented that he sees that Cobblestone Park had originally been presented as a daytime only park and the picture of the park seems to be evolving. As a resident behind the park, his concern is how this picture is evolving from a couple of years ago to talk about lighting, which is alarming to him. He thought that it was not a large jump from going conversation to the possibility of actually putting in the lighting. Trustee Bischof maintained that this was simply information about lighting. It is his job to bring these things to the Board. Someone in the future may bring him information about building a swimming pool, and he would bring that information to the Board even if the idea would die right there.

Mr. Russell asked the Trustees if they would give their commitment on the lighting issue. Trustee Bischof said that, right now, there will be no lighting at the park. We don't have the funds for it; no one has asked for it; and it doesn't expect it to happen while he is on the Board. Trustee Brandon said that he was not in favor of them before and he is not now in favor of them. He feels that the fields are best suited to be used during daylight hours.

Roads Superintendent Clapper requested to open the two bids on fertilizer. Trustee Bischof agreed but wanted to restate that Cobblestone still has one fertilizer application coming as part of the contract for construction of the park. Mr. Clapper said that he believed these bids were per application. Trustee Bischof said that perhaps the Roads Department could lay fertilizer for less; Mr. Clapper agreed. Fiscal Officer Pawlowski reminded the Board about the liability for our putting down the fertilizer. Last year, she found that it was more expensive to pay for liability insurance than to pay someone to apply the fertilizer.

Mr. Clapper opened the bids; one was from Seganis Landscaping and the other from Sweet Lawns. Each bid was broken down per area, per application. The areas included for three fertilizer applications were the two parks, the green space around the Town Hall, cemetery, and the far corner property. Cobblestone would probably need only two applications. The bids could be compared for a decision to be made at the next Trustees meeting. Trustee Bischoff said that Mr. Sweet wanted to come to the next meeting and make a presentation for his bid. Mrs. Pawlowski thought it would be fair to offer to have both bidders come to the meeting.

Trustee Brandon received a letter from the Medina County Safety Council congratulating the Montville Township on our outstanding safety record in 2009. We will be receiving two awards at this year's safety awards luncheon: achievement award for outstanding effort by supervisory personnel and employees in reducing the annual

incident rate by 25% or more in 2009; and 100% award for outstanding effort by supervisory personnel and employees in operating for the entire year without a lost time injury.

OTHER BUSINESS:

Fiscal Officer Pawlowski requested, and **Trustee Bischof made a motion paying Bricker & Eckler \$10,000 for the Safety Services Building bonds. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Mrs. Pawlowski requested, and **Trustee Bischof made a motion paying Lyzen s Tree Stump Removal \$1,500 for clearing the stumps next door. Trustee Brandon seconded the motion.** In discussion, Trustee Bischof said that they still have a couple more stumps to do but they are willing to work on weekends and they did work all last Sunday on the job. Mrs. Pawlowski asked if we are paying the total bill even though the job is not completed. Trustee Bischof said yes. Also, Mrs. Pawlowski will be holding the check until she receives a W-9 and a zip code from Lyzen s. Mr. Clapper will get the needed paperwork from Lyzen s. **The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

**Trustee Bischof made a motion paying Albers & Albers \$3,355 for legal services on the JEDD. Trustee Brandon seconded the motion.** In discussion, Mrs. Pawlowski said that she checked on the bill with John Coyne, who said that this was for the final paper work that was going to the commissioners to have it reviewed that we had everything in place and were legal. **The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

**Trustee Bischof made a motion paying Medina Hospital \$22,496.51 for January and February LST services. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Mrs. Pawlowski informed the Trustees that there are invoices on hold for the City of Medina for fire runs: 3<sup>rd</sup> Quarter at \$10,761.97; and 4<sup>th</sup> Quarter at \$9,222.46. These invoices will remain on hold and on the agenda until the Board decides how to handle them.

Mrs. Pawlowski advised the Board of an Estate Tax of \$20,529.58 to be distributed to Montville Township.

**Trustee Bischof made a motion approving BC and PO s as presented and to pay bills totaling \$105,790.51. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

At 10:05 p.m. **Trustee Bischof made a motion to enter into Executive Session for personnel matters. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

At 11:04 p.m. **Trustee Bischof made a motion to return from Executive Session. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 naves and 0 abstentions.**

At 11:05 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: