

**Montville Township Trustees**  
**May 25, 2010**

**Present:**

Trustee Jeff Brandon, Chairman  
Trustee Ron Bischof  
Fiscal Officer Mary Pawlowski  
Police Chief Tom Acklin  
Zoning Assistant Paul Jeffers  
Roads Supt Dennis Clapper

**Also Present :**

Bob Sackett, Resident  
Jeff Russell, Resident  
Louane Kowal, Resident  
Kaitlin Bushinski, Gazette Reporter

Trustee Brandon opened the meeting of the Montville Township Trustees, which came to order at 7:30 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:**

Resident Bob Sackett commented that there are many cracks developing on the road surfaces in Montville Lakes. Roads Superintendent Clapper said that it has been quite a while since any paving has been done in Montville Lakes. Certain phases of the development should be resurfaced and some curbing also needs to be repaired as well. Trustee Brandon asked that Mr. Clapper closer look at the roads in Montville Lakes.

Resident Jeff Russell brought a question from the Highland Meadows HOA regarding lighting on an island on Highland Green between Fox Meadows and Highland Meadows. The HOA wanted to know whose responsibility is to maintain the gas lamps on the island, and if the lights are even necessary.

Trustee Bischof said that Fox Meadows required the island be put in to make a distinction between the two entities. Everything in Fox Meadows is done with gas lighting, and Fox Meadows put in the gas lighting on the island. Trustee Bischof said that there is no requirement by anyone to have lights on the island. If there were no lights at all, then there would probably be some type of reflectors on both sides.

Because they are gas lights, Trustee Bischof said that the responsibility of that lighting is paid for and taken care of by the Homeowners Association. If the lights were electric, the township could then be responsible for the energy. The Homeowners Association could bear the cost of trenching to change the lighting to electric if they chose to do so. Mr. Russell said that the gas was costing the HOA a few hundred dollars per year. He was not particularly interested in going through a utility change; he wanted to understand the necessity for illumination. If there is lighting, what is the candle power required. Perhaps we could look at solar lighting.

Trustee Bischof said that the township does not have lighting requirements but the lights throughout township subdivisions are 100 watt high pressure sodium per bulb. They could go as high as 200 watts.

Gazette Reporter Kaitlin Bushinski asked the Trustees if there were any updates on the Rustic Hills and the EPA. Trustee Bischof said that there is no further update but the EPA is currently working on it.

APPROVAL OF MINUTES:

**Trustee Bischof made a motion to approve the minutes for the May 11 Regular Trustees meeting. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

DEPARTMENT REPORTS:

ZONING: An ethics seminar is to be held in Akron on October 5<sup>th</sup>. Zoning Assistant Paul Jeffers requested that the Zoning office be closed for that day so the staff can attend this two hour workshop. **Trustee Brandon made a motion to close the Zoning office on October 5, 2010, enabling the Zoning office staff to attend the Ethics seminar in Akron on that day. Trustee Bischof seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Mr. Jeffers reported that the Zoning office met with David Folk from the Prosecutor's office and Janet Gammell from the Health Department regarding the Kunkel property. A letter is being drafted from the Prosecutor's office to be sent to Mr. Kunkel. It appears that Mr. Folk will state in the letter that the Kunkel's would have 30 days to take care of the problem. The Health Department would likely have a letter going out to the Kunkel's as well. Trustee Bischof wondered how many 30 days should be given to someone to clean up after years and years. He did not feel that this resolution was adequate.

Trustee Brandon said that the public hearing scheduled for this evening for the outdoor furnaces was needed to be rescheduled due to the Prosecutor's office needing additional time for reviewing documentation. **Trustee Brandon made a motion to reschedule the public hearing to June 22 at 7:30 p.m. for the Outdoor Wood-fired Hydronic Heaters (OWHH) and Wind Energy Conversion Systems (WECS) revising the following chapters: Chapters 210 Definitions; Chapter 330 Supplemental District Regulations; Chapter 410 Single Family Residential Districts; Chapter 412 Planned Neighborhood Development Regulations; Chapter 430 Commercial District Regulations; Chapter 510 Sign Regulations; Chapter 710 Zoning Certificates; and Chapter 720 Development Plan Review as recommended by the Montville Township Zoning Commission. Trustee Bischof seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

POLICE: Chief Acklin reported that the annual Montville Police Patrolman's Association 5K run was held this past Sunday. He thanked Trustee Brandon for volunteering his services for the run. Chief Acklin also thanked Sgt. Grice and Patrol Officer LaFond for all their time and effort in finding sponsors and putting this race together and for the school's participation in opening up the school for this event. There were nearly 200 participants in the run this year and had raised about \$5,000 after expenses. Most of the money raised will be donated to Special Olympics, the charity picked for this year.

Chief Acklin requested, and **Trustee Brandon made a motion to advertise two unused laptops Serial #T1074053 and Serial #T1074054 from the Police Department for sale on eBay. Trustee Bischof seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Chief Acklin distributed copies of the plans for the Safety Services building to each of the Trustees. Chief Acklin said that the advertisement for bids went in the Medina Gazette and the Akron Beacon Journal today. Trustee Bischof said that the bid opening is set for June 22<sup>nd</sup>. Fiscal Officer Pawlowski asked if a motion had been done; Trustee Brandon said that it was done at the Special meeting about a week ago.

Chief Acklin said that the National Academy holds an annual conference. This year's conference will be held in Boston beginning July 24 and the Chief would like to participate for the training available at the conference. Chief Acklin anticipates the total cost for his attendance would be \$1,450 for hotel and registration. Chief Acklin requested and **Trustee Brandon made a motion approving Chief Acklin's attendance at the FBI National Academy Conference in Boston between July 24 July 29 for training sessions at a cost of \$1,450 for hotel and registration plus expenses. Trustee Bischof seconded the motion.** In discussion, Trustee Bischof thought that Sgt. Grice should attend as well. Chief Acklin said that he will ask Sgt. Grice about his interest in attending. Trustee Brandon said that, if the Chief attends and finds that it is worthwhile, perhaps Sgt. Grice could attend another year. **The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

Trustee Brandon asked if the 911 Dispatch with Medina City had been taken care of. Discussion ensued. Trustee Brandon said Mayor Hanwell signed it on March 22 and we received it on May 6<sup>th</sup>. He said that the City wanted it back once we were finished. Chief Acklin will take a look at it.

**ROADS:** Roads Superintendent Clapper read the roads report. Trustee Bischof received a letter from the Board of Directors of the Ridgewood Falls Garden Club HOA. The letter states that there are two lamp posts providing light to the intersection at Montville Drive and Ridgewood Road but there is insufficient visibility. Since the lamp posts are part of Montville Township's Ohio Edison account, only the Trustees can make inquiries regarding altering them. Discussion ensued. Trustee Bischof offered to look at the lamp posts to see if changing the lamps or increasing the light wattage would help. Also, Chief Acklin suggested applying reflective fluorescent yellow paint on the curb.

**CEMETERY:** Trustee Bischof said that Mrs. Patty Boyd has expressed concern with the Porters' gravesites, which are her parents and grandparents. A concrete square urn is missing and another urn is cracked. Also, she requested that the apple tree be removed. The tree is very large and is disturbing two of the gravestones. Trustee Bischof suggested moving the larger gravestone to the right and level it, and try and straighten out the other two. He would rather rearrange the stones than take out the apple tree.

Trustee Bischof had a complaint from a resident with two oak trees in her tree lawn. They appear to be dying due to road salt. Trustee Bischof then talked with Tim

Swanson who is the arborist for the City, said the trees are likely not dying from the road salt if the grass around the trees is still green.

Another complaint Trustee Bischof received was from Fox Meadow residents who could not see to the left when exiting Hampton Ridge on to Route 162 due to trees and overgrown weeds. This is private property but Trustee Bischof said that he called ODOT who would be responsible for taking the weeds down. They will react quickly, if they have not already done so.

ADMINISTRATION BUILDING: Roads Superintendent received prices for maintenance on the barn across the street. The quotes range from \$6,000 to \$16,000 to repair the roof and paint the barn. The quote from Chippewa Roofing seems to be the most reasonable roof estimate at \$5,500. They will repair the leaks on the roof, repair a loose panel, tighten fasteners and put a coating on the roof. To paint the barn, Pro Paint Service quoted \$2,850 to pressure wash, do the EPA certification process for any lead paint, prime, and two coats of Sherwin-Williams Super Paint.

**Trustee Bischof made a motion hiring Chippewa Roofing to repair the barn roof for \$5,500 and Pro Paint Service on Hamilton Road in Medina to pressure wash, prime and paint the barn siding for \$2,850. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 nays and 0 abstentions.**

PARKS: Trustee Bischof said that there will be a walk-through at Cobblestone Park with the contractor, the designer, the Service Department and the Trustees. The grass is growing extremely slowly and there are many bare spots. There is only about 40% grass and there are some depressions that will need to be filled with topsoil and reseeded. At this point, Trustee Bischof said that the Trustees are very dissatisfied. Trustee Bischof said that three mowers took about four hours to mow the park today.

Trustee Bischof said that the engineer's estimate for the fencing was \$25,000 for each of the two smaller ball fields and \$32,000 for the larger ball field. Discussion ensued about the necessity of prevailing wage for smaller projects within the project.

Trustee Bischof would like to have all inheritance money go into a park fund rather than the General Fund which pays for all kinds of things like a truck or a lawn mower. Fiscal Officer Pawlowski said that inheritance money must go into the established account number per the chart of accounts based on what the government says. Basically, inheritance money is separated and the Fiscal Officer can identify exactly what amount of money has come from inheritance at any time.

Resident Jeff Russell asked a question stemming back from a conversation from the March 23 Trustees meeting. Mr. Russell feels that the number of Montville Township residents that pay the fee to the City of Medina is relatively small and yet we are talking about tens of thousands of dollars needed for maintenance, equipment and fertilizer on having our own parks.

Trustee Bischof agreed that it would be cheaper for us to pay the \$35 fee for the children than to go through what we are doing with parks. He also said that the mower equipment we have right now is sufficient, the large mower we purchased for \$6,000 instead of \$40,000 was a big help. Also we received a \$4,400 check for our parks that Medina Soccer is paying us for the use of White Tail Park. The residents that don't use

the sports fields are walking the trails and reserving the pavilion. The parks are a beautification of the township.

Mr. Russell said that his point was the justification for creating the park was that the residents are paying this fee for using Medina's facilities. He has been attending several meetings and it seems as if the funds for the park project are coming in bits and pieces and appears to be unending. From his perspective, it sounds like a loser of a business decision and for the taxpayers of the township. Why should residents pay that much in taxes to support the fields when we could have just paid \$35 per each participating child.

Trustee Bischof stated that residents have come to meetings to complain about the \$35 fee they pay to the City and they have encouraged the township build our own fields. We have master plans for Cobblestone Park and have gone through the first three or four steps; the next step is the fencing on the ball fields. The step after that would be to put in restroom facilities. This project is just not going to be done all at once; we are spending cautiously right now. Further, we are not spending out of residents' pockets; we are using grant money right now for Cobblestone Park. There is still \$56,600 grant money that is unspent.

Trustee Brandon commented on the SAP fees. The \$35 fee is just a drop in the bucket and does not cover the players' expenses. He does not feel that the townships surrounding the City of Medina could continue to get away without contributing any fields. Several townships began working on contributing fields around the same time. The Montville Trustees did their due diligence in applying for and obtaining grant money for building Cobblestone Park, and Trustee Brandon felt that the building of Cobblestone was very cost effective for the residents but we will be maintaining the park for many years.

Trustee Bischof added that Mayor Hanwell is attempting to work with the surrounding townships to see if there is a cost effective way to maintain all the parks by working together with equipment and other needs. It is yet to be determined if that is a good idea.

**UTILITIES:** Trustee Brandon said that he has received a packet from the Medina County Commissioners regarding a task schedule for the electric aggregation program. First, an operation and governance plan will be drafted. Public hearings regarding that plan would then be held, after which the plan will be finalized and filed with the public utilities commission of Ohio. The opt-out period would follow and the enrollment data base prepared. The aggregated service commences on September 23, 2010.

**FIRE:** Trustee Brandon and Trustee Bischof both said they have received the amended fire contract that the County Prosecutor's office helped the township with. The Trustees noted that they did not see the Attachment A paragraph 2 that was discussed on page 1. The Trustees will move the contract on to the attorney for the City to review next.

**LST:** Trustee Brandon received a press release where the LST was recognized for exceptional pre-hospital care. They are in receipt of the 2010 EMS Star of Life award presented by the Ohio Chapter of the American College and Emergency Physicians.

Trustee Bischof said that he had looked into and discovered the actual events of the accident on Easter Sunday afternoon at Blue Herron. A number of people had felt that there was an excessive response to this call. The 911 call that came in said a golf cart went over an 80 to 100 ft. embankment with two people in the cart. The Montville police arrived first and directed the LST team to the scene. They could not take their vehicle to the scene because the cart paths and terrain would not allow it. They immediately called the fire department that came out with their vehicles and a pick-up type vehicle which was able to get closer to the scene. In this particular case, more hands were needed and the fire department came out because they were called.

OTHER BUSINESS:

**Trustee Bischof moved Resolution 052510.01 entering into the JEDD contract with the City of Medina. Trustee Brandon seconded the Resolution. The Resolution was passed, 2 ayes, 0 naves and 0 abstentions.**

**Trustee Bischof moved Resolution 052510.02 approving the amended 911 Emergency Police Dispatch and Communications Service contract with the City of Medina. Trustee Brandon seconded the Resolution. The Resolution was passed, 2 ayes, 0 naves and 0 abstentions.**

**Trustee Bischof made a motion approving BC and PO s as presented and to pay bills totaling \$25,835.41. Trustee Brandon seconded the motion. The motion was passed, 2 ayes, 0 naves and 0 abstentions.**

**At 9:02 p.m. Trustee made a motion to enter into Executive Session for personnel reasons. Trustee seconded the motion. The motion was passed, 2 ayes, 0 naves and 0 abstentions.**

**At 9:25 p.m. Trustee made a motion returning from Executive Session. Trustee seconded the motion. The motion was passed**

At 9:26 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: