

**RECORD OF PROCEEDING
BOSTON TOWNSHIP BOARD OF TRUSTEES
SEPTEMBER 27, 1988**

This meeting was called to order by Vice Chairman Randolph Bergdorf. In attendance: Randolph Bergdorf, George Fisher, Jr. Absent: Daniel Schneider, Jr. Also present: Clerk John Krusinski.

Prior to the meeting, a representative from Poly Systems, namely, Bill Malishak, Jr., came and discussed the Oak Hill situation with the Trustees. He advised that they were not ready to proceed with the presentation at this meeting and asked that a special meeting be held on Wednesday, October 5, 1988, at 10:00 A.M. to make the presentation. The Trustees advised that this matter would be discussed at the meeting.

At the beginning of the meeting, MOTION by Fisher seconded by Bergdorf to have a special meeting on October 5, 1988, at 10:00 A.M. at the library for the presentation by Poly Systems. Voting yes: Fisher, Bergdorf. The representative from the Akron Beacon Journal was notified of the special meeting. Also, various residents of Oak Hill were advised that the meeting would take place on October 5, 1988. The Summit County Engineer's Office will be invited to attend the meeting.

Legal counsel, Edward C. Pullekine, gave an update on various matters with the township. The StarOhio Account has been officially transferred into the name of John Krusinski, Clerk. This was done pursuant to the recommendations of the Auditor from the State of Ohio.

Mr. Pullekine has discussed the township books with Mr. Krusinski. Mr. Krusinski has done an excellent job in updating all of the records of the township. As previously noted, when he began his job as township Clerk, he had no cooperation from the prior Clerk and, due to the fact that the audit began on or about April 1, 1988, the same time that Mr. Krusinski began his duties, he was not able to obtain full possession of all of the records until well into his term. However, everything appears to be updated, including the Minutes.

Mr. Pullekine has heard nothing further on the Route 8 situation and United Foundations. Trustee Randolph Bergdorf indicated that he has had some discussions with the residents and there was a recommendation that possibly the National Park System could be approached relative to obtaining blue spruce from the Park in order to plant in the area. Also, there is continued discussion as to whether the various residents would contribute to the cost of the proposed trees. Mr. Pullekine will look into the possibility of aid for the residents. However, his initial research indicates that the township does not have any power to assist the residents in their private matter.

Regarding Morris Drive zoning appeal, Mr. Pullekine advised that the Boston Township Board of Zoning Appeals denied the request for a variance by Michael Long to build on the lot on Morris Drive. Mr. Pullekine gave a copy of the decision of the Board of Appeals to Clerk Krusinski for the township records.

Mr. Krusinski gave a report relative to his review of the possibility of obtaining a computer and applicable software for the township records. Mr. Krusinski explained that he had been in contact with other jurisdictions and has obtained information on computer systems from the state auditor at a seminar held for new township officials. Mr. Krusinski further indicated that in his opinion, the IBM PS11, Model 30, with monitor, proprinter, and printer cable, would be the appropriate hardware for the township system. He estimated that the cost of said system would not exceed \$4,000.00 with a color monitor, and \$3,600. with a black and white monitor. Mr. Krusinski also indicated that he had obtained information relative to whether it is required to bid out the computer. He presented to the Trustees a copy of a letter dated September 13, 1984, from the Plain Township Trustees to Gary B. Fink, Audit Manager, Auditor of State, Stark County, Ohio, as well as a letter dated September 27, 1984, from Thomas E. Ferguson, Auditor of State, Gary B. Fink, District Audit Manager, to the Clerk of Plain Township. Pursuant to said letters, it is the opinion of the State Auditor that it is not a statutory requirement to bid out the purchase of the computer. Attached hereto is a copy of the September 13, 1984 letter and the September 27, 1984 response.

MOTION by Fisher seconded by Bergdorf to authorize the township Clerk to purchase a computer not to exceed a cost of \$4,000.00 for township purposes. Voting yes: Bergdorf, Fisher.

Clerk Krusinski indicated that the software package would be the Mentor System Software Application Budgeting and Accounting including accounts payable and general ledger. The cost of said software is \$3,300.00. MOTION by Fisher seconded by Bergdorf to authorize the township Clerk to purchase the Mentor System Software Application Budgeting and Accounting including accounts payable and general ledger at a cost not to exceed \$3,300.00. Voting yes: Bergdorf, Fisher.

Clerk Krusinski indicated that the cost of on site training is \$20.00 per hour. Mr. Krusinski is familiar with computers through his work. A manual is included. The Trustees will review the proposed training schedule and establish a budget for the training at the next meeting once Mr. Krusinski has a better understanding of the cost involved.

Mr. Krusinski will also be reviewing the cost of a service contract for the computer system and other items being purchased. This will be presented to the Trustees at a later meeting.

Mr. Krusinski indicated that the Summit County Board of Elections has requested the use of the town hall on November 7, 1988, and November 8, 1988, for voting. MOTION by Fisher seconded by Bergdorf to allow the Summit County Board of Elections to use the town hall for November 7 and November 8, 1988. Voting yes: Fisher, Bergdorf.

John Krusinski indicated that upon his review of the Minutes, some of the Minutes were not approved within the Minutes. Although the Trustees have reviewed all of the Minutes and there have been no additions thereto, all of the Minutes were not officially accepted in the subsequent

meeting Minutes. MOTION by Fisher seconded by Bergdorf that the following Minutes be approved as presented by the Clerk and read by the Trustees:

Joint meeting of January 19, 1988;
Meeting of April 12, 1988;
Meeting of May 10, 1988;
Meeting of May 24, 1988;
June 7, 1988;
June 21, 1988;
July 5, 1988;
August 6, 1988;
August 16, 1988.

Voting yes: Fisher, Bergdorf.

Marie Stokes, a resident of Barlow Road, came to the meeting relative to the problems being experienced on Barlow Road. At the end of the street, in the area which is part of Boston Heights, the property is being developed by a nursery company for dumping, warehousing equipment, etc. The company using the property is known as Hudson Village Landscaping Co. She also indicated that C.T. Taylor Construction Co. is also allegedly building a structure on the property.

Mrs. Stokes voiced her concerns and the concerns of her neighbors as follows:

- 1) Speed of the vehicles;
- 2) Danger to children.

She contacted the nursery company and was told that they could do nothing relative to the speeding. It was noted that the speed limit on Barlow Rd. is 25 mph. Mr. Fisher will look into the matter with the police and contact Boston Heights relative to the situation. There is some concern that Boston Heights may open up the road through Boston Heights. However, it was the consensus of the Trustees that Boston Heights does not have the financial wherewithall to do this.

Mrs. Stokes also indicated that there had been previous trouble with George Seely and his trucks and the entrance to Barlow Road. This matter has been resolved and everything is working out quite well in that regard.

Mrs. Stokes was instructed to contact Trustee Fisher Friday afternoon to discuss what he has learned from Boston Heights officials and the Peninsula Police.

Mrs. Stokes also indicated that resident, Gary Evans, was in the process of obtaining signatures on a petition and asking for money to initiate a lawsuit against George Seely and the township for alleged zoning violations. She stressed that Mr. Evans did not reflect the consensus of the residents of Barlow Road and that, in fact, most people had no problem with Mr. Seely. She did say that Mr. Evans had a personality problem with Mr. Seely. The Trustees advised Mrs. Stokes that they were aware of the Seeley situation and the zoning inspector had indicated that Mr. Seeley has been complying with the zoning violations that were made known to him. The Trustees will keep up to date in this matter.

George Fisher indicated that Doug Anderson, Road Superintendent, is requesting a culvert replacement on Oak

Hill Road. Attached hereto is a proposal from Mr. Anderson for the galvanized culvert replacement which estimates the job to cost \$1,022.70. There was some concern by the Trustees inasmuch as the road has just been repaved. However, Mr. Fisher indicated that the pavement disturbed from the construction will be replaced immediately. It was also noted by the Trustees that asphalt will be in short supply once the weather turns cold. MOTION by Bergdorf seconded by Fisher that Doug Anderson be authorized to proceed with the road renovation at a cost not to exceed \$1,022.70 with the understanding that the work must be completed within three weeks from this date. Voting yes: Bergdorf, Fisher.

George Fisher was advised by Doug Anderson that the Chevy truck owned by the township has a transmission problem. It is currently being examined by Austin Transmission. An updated report will be given later.

Mr. Anderson also advised Mr. Fisher that the cost of salt will increase this winter. The Village of Peninsula will be notified that their costs will have to increase due to the cost to the township. A price will be determined and a new contract negotiated with the Village of Peninsula relative to their use of the salt and their use of the labor and machinery to load the salt.

Mr. Fisher advised that the Village has requested a joint meeting for the purpose of reviewing the police contract. There was a lengthy discussion relative to the police contract and the problems the Trustees have experienced concerning the contract previously entered into. There have been complaints that the Peninsula Police are not patrolling pursuant to the terms of the contract. It was Mr. Pullekens' suggestion that the Trustees, prior to the joint meeting, prepare an agenda as well as basic specifications for the police contract. In the past, it was his suggestion that the township contract for the basic services specifically defined within the contract. In this way, there would be no need for the township to be involved in the day by day and intricate running of the police department, including budgetary requirements. Mr. Pullekens has also suggested in the past that a cap be placed on the contract for the specified services. He reminded the Trustees that the contract that had been entered into previously had not been approved by him, or seen by him, prior to execution. However, he felt that the current problems can be resolved if, in fact, the Trustees can agree as to what services they want and at what price. In this way, there would be little or no need to look again at the day by day operations and budgetary problems experienced by the Village in running the police department.

MOTION by Fisher seconded by Bergdorf that a special meeting of the Township Trustees be held at 8:00 A.M., Friday, October 7, 1988, for the purpose of discussing the police contract and developing a consensus as to what would be required by the township from the Village of Peninsula for police services. Voting yes: Bergdorf, Fisher.

MOTION by Fisher seconded by Bergdorf that a joint meeting with the Village of Peninsula be arranged for Friday, October 7, 1988, at 10:00 A.M. at the Peninsula Library for the purpose of discussing the police contract. Voting yes: Bergdorf, Fisher. A letter will be sent by the Township

Clerk to the Village concerning the October 7, 1988, 10:00 A.M. meeting.

MOTION by Bergdorf seconded by Fisher to pay the bills and payroll as presented by the Township Clerk. Voting yes: Bergdorf, Fisher.

Trustee Bergdorf indicated that he had been in contact with Richard Mickelbrink, who owns a septic installation company. Mr. Mickelbrink advised that it would cost the township approximately \$1,500.00 for a study and drawings concerning the installation of a new septic system on the township hall property. The drawings are needed in order to satisfy the requirements of the Ohio EPA and the Health Department. There was a question relative to how long the drawings would be good once they are prepared. Trustee Bergdorf will look into this matter. He will report to the Trustees at the next meeting. A decision will then be made whether to proceed with the study.

Mr. Bergdorf advised that he has been developing new ideas relative to the development and renovation of the township hall and the wood school building. He has contacted various people and has discussed the matter with Marty Griffith. There is a possibility of advertising the building for various uses. Mr. Bergdorf will prepare a rough draft of the possible ways to proceed with the buildings. The Trustees discussed the various options and past problems associated with the renovation process for the buildings. Mr. Bergdorf indicated that he will work on this matter and discuss it in more detail at the next Trustees' meeting.

Township Clerk advised that he received a bill from Redlin Rubbish indicating that the township was misbilled over the last year for rubbish service. According to Redlin, the contract called for a cost of living increase in the second year of the contract. However, Redlin failed to bill the township for this amount. Mr. Krusinski will review the contract and report to the Trustees.

MOTION by Fisher seconded by Bergdorf to adjourn. Voting yes: Bergdorf, Fisher. Meeting duly adjourned.

CLERK

CHAIRMAN