

RECORD OF PROCEEDINGS
MINUTES OF ORGANIZATIONAL MEETING

JANUARY 2, 1988

The organizational meeting of the Boston Township Trustees was called to order by Trustee Chairman Daniel Schneider, Jr. at 4:30 P.M. Trustees George Fisher, Jr., Daniel Schneider, and Randolph S. Bergdorf were present. Absent was Clerk, Longina Morgan. Notice of the meeting was provided to the Akron Beacon Journal by Trustee Daniel Schneider, Jr.

First Order of business was to swear in new Trustee, Randolph S. Bergdorf. Trustee Bergdorf was sworn in by Attorney Edward C. Pallekins and accepted the responsibilities of Township Trustee. Attached is a copy of the formal written oath executed by Mr. Bergdorf. It was indicated that Mr. Bergdorf's bond as Trustee should be ready by January 5, 1988.

A/1988-1 Motion by Schneider seconded by Fisher that Edward C. Pallekins be appointed Secretary for the purpose of taking the Minutes of the organizational meeting. All Trustees voted yes.

A/1988-2 Motion by Fisher seconded by Bergdorf that Daniel Schneider, Jr. be nominated Chairman of the Board of Trustees for the year 1988. Voting yes: Fisher, Schneider, Bergdorf.

A/1988-3 Motion by Trustee Fisher that Randolph Bergdorf be elected Vice Chairman of the Board of Trustees for the year 1988. Voting yes: Schneider, Fisher, Bergdorf.

Based upon the vote of the majority of the Trustees, Daniel Schneider was elected Chairman of the Board of Trustees for the year 1988, and Randolph S. Bergdorf was elected Vice Chairman of the Boston Township Board of Trustees for the year 1988.

The Trustees then discussed the general outstanding matters currently pending before the Township. The purpose was to set an agenda for the 1988 year and to inform Randolph S. Bergdorf, newly elected Trustee, of pending matters.

The first item discussed concerned the Oak Hill Road situation. Trustee Bergdorf advised that he had been contacted by the Resident's Committee on Oak Hill Road and had gone to the area and reviewed the situation personally. He was informed of what had transpired to date and was given copies of the various Minutes of Meetings. Attorney Edward C. Pallekins indicated that he would copy the various studies and other information which had been previously been distributed to the residents and to the Trustees. It is suspected that this matter will be reviewed further at the next regular meeting of the Trustees.

The fire and police contract was discussed. The general posture of the prior Board of Trustees was discussed with the new Trustee, Randolph Bergdorf. Mr. Fisher indicated that a joint meeting will be held forthwith with the new counsel and the new Village of Peninsula Mayor to discuss the contracts in further detail.

4
The town hall building was discussed. It was explained that various groups are looking into the matter and at the present time the Township is awaiting a legal opinion as well as further information from the various groups as to how they wish to proceed. Again, financing is a major point. The position of the prior Trustees was reviewed with Mr. Bergdorf.

8/1
Motion by Fisher seconded by Schneider to retain Edward C. Pullekens as legal adviser for the Township for the year 1988 (12 month contract) at the following rate: \$50.00 per hour for all non-litigation work; \$95.00 per hour for all work relating to litigation. Expenses and advances of litigation and otherwise will also be reimbursed. Voting yes: Fisher, Schneider and Bergdorf. Attorney Pullekens indicated that at the present time, all of the outstanding litigation of the Township has been resolved. The matter of Morgan vs. Valley Fire District, which is being handled by outside counsel, was resolved last week. Judge Donald McFadden issued a Summary Judgment in favor of the fire district. However, the appeal period has not expired. The appeal period is 30 days from the date of the entry of Judgment, namely, January 24, 1988. Attorney Pullekens will further update the Trustees as new information is received.

Further, Attorney Pullekens indicated that the monies of the Township are invested as last year with StarOhio. The checking account is at First National Bank, Hudson Branch, pursuant to the depository contract entered into last year by and between the Trustees and the bank. A complete end of the year statement for 1987 is being prepared and will be furnished to the Trustees concerning the monies of the township as handled through legal counsel.

Daniel Schneider, Jr. indicated that Doug Anderson, Road Superintendent, will be preparing the 1988 proposed expenditures for the road department. They will be presented within the next two weeks.

All Trustees agreed that zoning was again to take priority. The situation as it relates to Route 8 as well as other zoning matters was discussed in general. It was the understanding of the Trustees that the Zoning Commission has or will be preparing an updated Zoning Regulations Book for use. The Trustees shall ask from the Zoning Commission as projection as to the cost of updating the book.

8/1988-5
Motion by Fisher seconded by Schneider that Randolph Bergdorf be elected liason with the Zoning Commission and also be elected Chairman of the Township Buildings Committee. Voting yes: Bergdorf, Schneider, Fisher.

8/1988-6
Motion by Fisher seconded by Bergdorf that Daniel Schneider, Jr. be appointed liason with the Road Department for 1988 and report regularly to the Trustees at the Trustee's meeting. Voting yes: Bergdorf, Fisher, Schneider. As in the past, it was agreed that the Trustees will cooperate and work together in reviewing the 1988 paving program and other matters as it relates to the Road Department. As in the past, all roads which intersect with other townships or incorporated areas which are paved at the same time the township roads are paved be delineated and all understandings relative to the payment for said work be acknowledged in writing by the Township and the other political entities prior to any work being done.

For the record, Trustee George Fisher, Jr., remains as the township representative on the Valley Fire District Board. His original term which began January 2, 1986, runs for three years. Mr. Fisher indicated that he would be willing to continue in this service. He asked if any of the other Trustees wanted the position. All indicated that they want him to continue as the Township representative.

Motion by Fisher seconded by Bergdorf that Daniel Schneider, Jr. be appointed liason with the Peninsula Police Department. Voting yes: Schneider, Fisher, Bergdorf.

Motion by Fisher seconded by Schneider to hold meetings on a bi-weekly basis. Meetings will be held on Tuesday evenings at 7:00 P.M. The first regular meeting of the new Board of Trustees shall be January 5, 1988, and will continue on alternating Tuesdays thereafter until further notice. The township clerk is directed to notify the Akron Beacon Journal, Cleveland Plain Dealer and all other interested press authorities of the meeting schedule for 1988. It was explained to the new Trustee that an emergency meeting can be held at any time on notice to the Trustees. Any Trustee can call said meeting.

The next matter before the Board was to appoint the Road Superintendent for 1988. Motion by Fisher seconded by Schneider to reappoint Douglas Anderson as Road Superintendent for 1988. Voting yes: Bergdorf, Schneider, Fisher.

Regarding compensation for Douglas Anderson, it was agreed that this matter will be set at the next regular meeting of the Trustees to be held on January 5, 1988. Mr. Schneider indicated that he wanted to review certain information before suggesting the compensation rate for 1988 for Douglas Anderson.

Motion by Fisher seconded by Schneider that Tim Tessmer be appointed as Assistant Road Superintendent for the year 1988. Voting yes: Schneider, Fisher, Bergdorf. As with Doug Anderson, the rate of compensation for Tim Tessmer shall be set at the next meeting of the Township Trustees to be held on January 5, 1988. All pay increases, if any, will be effective as of January 1, 1988.

Motion by Fisher seconded by Schneider that the Township employees be given the following paid legal holidays:

New Years Day
Martin Luther King Day
Presidents Day
Memorial Day
Fourth of July
Labor Day
Veterans Day
Columbus Day
Thanksgiving Day
Day after Thanksgiving

Day before Christmas
Christmas Day

Voting yes: Bergdorf, Schneider, Fisher.

There was discussion among the Trustees that the working day of the Township employees shall run from 7:30 A.M. until 4:00 P.M. with a one half hour unpaid lunch. Any changes in this schedule must be approved by the Trustees.

R1988-12
Motion by Fisher seconded by Schneider to set the Clerk's salary as allowed by law. Voting yes: Fisher, Schneider, Bergdorf.

R1988-13
Motion by Fisher seconded by Schneider to reappoint Jim Jones as Zoning Inspector for 1988. Compensation shall be set at \$5,000.00 per year prorated over a 12 month period. Voting yes: Bergdorf, Fisher, Schneider.

R1988-14
Motion by Fisher seconded by Schneider to rehire Edith Minne as Zoning Secretary at the rate of \$750.00 per year. Voting yes: Bergdorf, Schneider, Fisher.

R1988-15
Motion by Fisher seconded by Schneider to pay members of the Zoning Commission \$10.00 per meeting and the Zoning Board of Appeal members \$10.00 per meeting (with a minimum of \$40.00) at the end of the year with a certification from the zoning secretary. Voting yes: Bergdorf, Fisher, Schneider.

R1988-16
Motion by Schneider seconded by Fisher to continue the vacation schedule previously adopted by the township as follows:

One week after one full year of employment;

Two weeks after two full years of employment;

Three weeks after five full years of employment;

Four weeks after fifteen full years of employment.

Voting yes: Bergdorf, Schneider, Fisher.

R1988-17
It is the understanding of the Trustees that the Clerk has been maintaining a master list of all sick days used and accumulated by the current Township employees. Motion by Schneider seconded by Fisher to allow full time employees twenty days sick leave per year for the year 1988 with an accumulation of 120 days. Voting yes: Bergdorf, Schneider Fisher.

It was the understanding of the Trustees that legal counsel, Edward C. Pallekins would prepare the Minutes until further notice, and would forward the same to the Trustees for their review.

In general discussion, the Trustees agreed that at the meeting on January 5, 1988, they will discuss the Oak Hill situation, and fire and police matters. fire and police matters.

R1988-18
Motion by Fisher seconded by Bergdorf to adjourn the organizational meeting. Voting yes: Bergdorf, Fisher, Schneider. Meeting duly adjourned at 7:30 P.M.

CLERK

CHAIRMAN