

RECORD OF PROCEEDINGS

Minutes of

REGULAR

Meeting

Form No. 100

Metropolitan Graphics Corp., Calif., U.S.A. Form No. 100

Held

APRIL 14

1987

Meeting called to order at 10:00A.M. by Trustee Daniel Schneider, Jr. Present: Daniel Schneider, Jr., Joseph Broderick, Clerk, Longina Morgan. Absent: Trustee George Fisher, Jr. It was announced that George Fisher, Jr. was ill and was excused from the meeting.

The first item of business before the Trustees was to review the various engineering proposals which have been presented to the Trustees after proposals were solicited by letter and through a legal ad in the Akron Beacon Journal. The proposals where were received on March 24, 1987, were from John David Jones, Richland Engineering, and David V. Lewin. After the proposals were received and read at the meeting on March 24, 1987, said proposals were forwarded to the Summit County Engineers Office for further review and evaluation. Attorney Edward C. Pullekens, legal counsel, read to the Trustees, and gave a copy to each of the Trustees, a letter dated April 10, 1987, that he received from Paul G. Swanson, Summit County Engineer. Mr. Swanson indicated in his letter (copy attached) that the various proposals were reviewed by members of the staff. Specifically, they were reviewed by the following: (1) Frank C. Smith, Design Engineer (2) Gus Yognour, Engineer/general counsel; Vint Jewell, Design Engineer; Glenn Sprowls, Special Projects Engineer. Each proposal was evaluated using various technical criteria set up by the Summit County Engineer's Office. Upon the reading and evaluation of the proposals, they were ranked as follows: (1) John David Jones (2) Richland Engineering (3) David V. Lewin. The Summit County Engineer further expressed its opinion that a contract be awarded to John David Jones as the lowest and best proposal reviewed by his office. The Trustees had independent discussion among themselves and members of the public present at the meeting. After discussion, motion was made by Broderick seconded by Schneider to proceed to prepare a contract and hire John David Jones as the consulting engineer to perform the professional engineering services as outlined in the John David Jones' proposal dated March 23, 1987. Voting yes: Broderick, Schneider. Legal counsel, Edward C. Pullekens, was to contact John David Jones and prepare the necessary legal documentation relative to entering into an official contract.

The next item of business concerned a bill presented by Clerk, Longina Morgan, from the Village of Peninsula and the City of Cuyahoga Falls for \$965.56 which purportedly represents the township's interest for court costs. The Trustees question said invoice inasmuch as they have never received such a bill in the past. Legal counsel Edward C. Pullekens was directed to review the matter and no official action was taken by the Trustees regarding the invoice and billing, a copy of which is attached hereto.

The Trustees received a letter from the EPA in regard to their request for information concerning the alleged contaminants which are currently being stored at the ^{Himes Hill} Road ^{Comp.} The government indicated that the EPA is still reviewing this matter and no results will be forthcoming until the end of the summer. The Trustees are quite upset over these allegations.

R87-115

RECORD OF PROCEEDINGS

Page -2-

Minutes of

REGULAR

Meeting



National Graphics Corp., Colo. 8. Form No. 1891

Held

APRIL 14

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There was some discussion between the Trustees and the residents present at the meeting, regarding the hiring of a civil engineer to assist the Township Road Superintendent in the repair and maintenance of the Township roads. The engineer would provide a basic synopsis and review of the road situation and assist in the planning of the work to be done. He would not replace the county engineer in any way in its position but would augment the work of the county engineer and act as a technical source for the road superintendent. Various names have been given to the Trustees by Max Ratner, a resident of Oak Hill Road. Motion by Broderick seconded by Schneider to place an advertisement in the Akron Beacon Journal for one publication for a civil engineer who would be willing to act as an independent adviser to the Township Road Superintendent. The resumes should be received no later than Tuesday, April 28, 1987.

There was discussion by the members of the general public in attendance at the meeting relative to the dumping of materials on Oak Hill Road which is causing additional problems. Dan Schneider, Jr. has reviewed the matter with the road superintendent. The road superintendent indicated that he has not dumped any materials. The only additional materials added were at the bottom of the hill to prevent traffic from transgressing up and down the hill.

Motion to pay the bills as presented by the Township Clerk. Motion by Broderick, seconded by Schneider. All voting yes. At this time, the final billing to the township relative to the Collins v. Tulley case was reviewed in detail by legal counsel with the Trustees and the Township Clerk. The Trustees and the Clerk reviewed the billing in detail prior to a motion by Broderick seconded by Schneider to proceed to pay the bill. Voting yes, Broderick, Schneider. Attorney Pullekens indicated that the final judgment entry settling the case was signed by Judge McFadden on or about February 5, 1987, and that all terms of settlement and negotiations, etc. were reviewed by the Summit County Prosecutor's office. The prosecutor's office is in the process of preparing a letter concerning all aspects of the settlement.

Attorney Pullekens stated that he had not received the fire contract from the Village of Peninsula or the Valley Fire District. It was his understanding that the Village had approved the contract. Further, Attorney Pullekens indicated that he had had numerous conferences with Lee Cole concerning the police contract for the Village. It was Mr. Pullekens understanding that Lee Cole was to prepare an amended form of the contract to be presented to the Trustees. Specifically, the Trustees do not wish to proceed with a contract in excess of one year and wanted to limit the contractual monetary as well as legal responsibilities. Mr. Pullekens will look into this and report back to the Trustees within 14 days.

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Revised 1987

Revised Graphics Corp., Cinc., O. Form No. 100

Held

APRIL 14

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Trustee Joseph Broderick introduced a newspaper article from the Akron Beacon Journal written by Fran Murphey relative to the intersection on Route 8 and Wyoga Lake Road. The article questioned the need for additional lighting in the area. Motion by Broderick seconded by Schneider that Ohio Edison be contacted to make a study as to whether additional lighting should be placed in the area. Voting yes: Schneider, Broderick.

Joseph Broderick indicated that a Mr. Ranta on Main Street contacted him stating that his mail box had been damaged by the road crew. The Trustees agree that Mr. Ranta should present a written complaint and/or claim to the township to be handled by the township or turned over to the township insurance agency.

Trustee Broderick indicated that Jim Redman on Whaley Road had contacted him relative to whether Whaley Road was properly constructed. Apparently, Whaley Road is 400 ft. too short. Mr. Redman wants to construct additional housing on Whaley Road and has asked that the road be lengthened. He might be willing to support some of the cost of the lengthening. Motion by Broderick seconded by Schneider to refer the matter to the Summit County Engineer's Office. Voting yes: Broderick, Schneider.

Motion by Broderick seconded by Schneider to pay the payroll including the overtime of 15 1/2 hours for Doug Anderson and 13 hours for Tim Tessmer. Voting yes: Broderick, Schneider.

Motion by Broderick seconded by Schneider to adjourn. Voting yes: Broderick, Schneider.

CHAIRMAN

CLERK

Redman Rubbick	2760	P&S - 58208
J & Postmaster	2200	Fair Hill Road - 1478.55
Tracy Lbr.	162.26	Lewis & State - 492.10
Akron Legal Tender	25.00	Lewis Corp. - 299.60
East Ohio Gas Co.	104.88	Pennsile Village - 5163.98
Cleveland Truck	84.26	E. P. Ladd - 104.996
Ed. Iron Co.	40.20	Ant. Condit - 149.41
International Lbr.	772.80	
Akron Welding	9.00	
Ohio Edison Co.	968.09	
E. P. Ladd	2112.60	
Redford Receptor	112.26	
East Ohio Gas	59.20	
Beacon Journal	127.46	
Ohio Edison	201.88	
Ohio Edison	209.95	