

**BOSTON TOWNSHIP TRUSTEES  
MINUTES OF THE REGULAR MEETING**

**July 24, 2019**

Present at this regular meeting of the Boston Township Trustees were Trustees Amy Anderson, Randy Bergdorf, and Bill Clifton, and Legal Counsel Ed Pullekens. Fiscal Officer Catherine Anson was not present. (on vacation),

Trustee Chairperson Anderson called the meeting to order at 6:00 P.M.

Due to the absence of Catherine Anson (on vacation), a motion was made by Bergdorf, seconded by Anderson that Ed Pullekens be appointed to transcribe the minutes of the meeting. Voting: All Voting YES. Motion passed. **[20190724-01]**

**Announcements:** Trustee Anderson opened the meeting with the following acknowledgements.

Trustee Anderson reminded everyone that a memorial gathering in honor of Lida Flowers Brandt who passed away on June 25, 2019 will be held this evening in the meeting room of the old school building.

Trustee Anderson indicated that the Township Trustees and representatives of the Village of Peninsula met in regard to the ongoing discussions concerning the possibility of the Township and Village entering into contract in regard to road maintenance and related matters. The meeting was held on July 22, 2019 and various scenarios were reviewed. A follow-up meeting will be held on Tuesday August 6, 2019. Dee Holody, Village Council member, reported that the Village is addressing projections that the funds of the Village may not be adequate to continue providing the current services to its residents. She indicated that all should be positive and that there will be a further review of the Village's finances.

**Police Report:** Chief Varga reviewed the activities of the police department. The written report prepared by Chief Varga was forwarded by email to the Trustees and Fiscal Officer.

**Zoning:** Zoning Inspector Dan Schneider, Jr. was not present. The Trustees reviewed the written report of the contacts and inquiries that Dan Schneider, Jr. prepared indicating matters that he addressed since the last meeting.

Trustee Randy Bergdorf reviewed the activities of the Boston Township Zoning Commission and the Boston Township Board of Zoning Appeals. He reminded everyone that the Boston Township Zoning Commission would be holding a public meeting on Tuesday, August 13, 2019 regarding the proposed amendments to the Boston Township Zoning Resolutions. The recommendations of the Summit County Planning Commission regarding the proposed amendments will be reviewed.

**Correspondence:** Fiscal Officer Catherine Anson left notes that she transferred \$60,000.00 from the General Fund to the Police Fund to pay the bill this month and for the next few months until the real estate and annexation funds are deposited. The reason for the shortage was due to the facts that the contract went up this year and the annexation taxes went down. The matter can be discussed at the next Township Trustee meeting and any requested changes reviewed. Further, Fiscal Officer, Catherine Anson, emailed updated 2019 Budget information to the Trustees as well a copy of the latest Fund Summary report showing the status of all accounts together with a Revenue Status Report for the Police Fund.

**Approval of Minutes:** After review, Motion by Bergdorf, seconded by Clifton to approve the minutes of the July 10, 2019 regular public meeting. Voting: All Voting, YES. Motion passed. **[20190724-02]**

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**Township Buildings and Grounds:** Trustee Bergdorf reported that the Town Hall Committee met last Thursday and is in the process of reviewing siding and painting issues. The Committee is in the process of getting estimates.

**Boston/Cuyahoga Falls JEDD and Future Planning:** Trustee Clifton reported that receipts collected are up. Trustee Clifton asked that Attorney Pullekens review proposed Intergovernmental Agreement between Boston Township and The City of Cuyahoga Falls.

**Boston/Peninsula JEDD:** Trustee Clifton reported that receipts collected are up.

**Valley Fire District:** Trustee Anderson reported that Assistant Chief Dave Morehouse has sent the Fire Board a letter that he is retiring effective August 31, 2019. Trustee Anderson further reported that the Fire District received an Ohio EMS grant, summarized the training members of the department completed, and other matters.

**Road Department:** Dave Krusinski reported on catch basin work on Morris Drive and the added catch basin on Keenan Road for newer drainpipes. The road department has started the 2<sup>nd</sup> round of mowing. The mowing on Hines Hill will be wider. All equipment is in good working order, the F550 has been lettered, the big truck is at Concorde Equipment, and furniture will be picked up mid-August.

On the departments continuing To Do list are the ditching of Keenan, Whaley and Barlow Roads and the ongoing completion of the 2nd mowing.

Anderson stated that a request was received from a Kendall Park Road resident to put up a "Children at Play" sign. This is a county road and the county no longer puts up this type of sign. The resident was notified.

Finally Dave Krusinski again reminded everyone that the meeting to review the Peninsula/Boston Township Road Department merger would be held on August 6, 2019 at 5:00 PM.

**Other Business:** Attorney Pullekens reviewed the Trustee's inquiry in regard to the possibility of the township leasing the Fakolt property that was devised to the Township by Jeanette Fakolt in her Last Will and Testament. Per the Ohio Attorney General Opinion-1980 Ohio Op. Atty Gen. No 28, the Ohio Attorney General stated that a board of Township Trustees has the implied power to alienate, by lease, real property owned by the township and determined by the trustees not to be needed for current public use. (1958 Op. Att'y Gen. No 2363, P 432 overruled.) Such a lease many not be for a term of unreasonable length and must contain a clause reserving to the township the power to revoke the same should the public interest so require. Further, the attorney general's opinion stated that a board of township trustees is not required to follow competitive bidding procedures leasing real property owned by the township since there is no statutory enactment imposing such a requirement. The Trustees asked that Attorney Pullekens prepare a basic generic lease agreement for their review and comment.

**Appointments & Contract Review:** The Trustees discussed the upcoming police contract. The current contract expires of December 31, 2019. Hopefully, financial information from Peninsula will be forthcoming. The Trustees noted that the Garbage Contract expires on January 31, 2020. Mr. Pullekens will forward to the Trustees a copy of the specifications used for the current contract for review and comment by the Trustees.

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**Appropriation/Reallocations:** The Trustees reviewed the Appropriations and Reallocations prepared by Fiscal Officer Catherine Anson.  
MOTION by Bergdorf, seconded by Clifton to approved the Reallocation proposed.  
All voting, YES. Motion passed. **[20190724-03]**

| ACCOUNT           | ACCOUNT NAME                     | FROM        | TO        |
|-------------------|----------------------------------|-------------|-----------|
| 2231-330-420-0000 | Road & Bridge: Supplies          | (1,300.00)  |           |
| 2231-330-323-0000 | Road & Bridge: Repair            |             | 1,300.00  |
| 1000-110-599-0000 | General Fund-Admin-Miscellaneous | (60,000.00) |           |
| 1000-910-910-0000 | General Fund-Transfer Out        |             | 60,000.00 |

**Advances/Transfers:** The Trustees reviewed the Advances/Transfers proposed.  
MOTION by Bergdorf, seconded by Clifton to approve the Advances/Transfers . All voting, YES. Motion passed. **[20190724-04]**

| ACCOUNT       | ACCOUNT NAME              | FROM        | TO        |
|---------------|---------------------------|-------------|-----------|
| 1000-910-910  | General Fund-Transfer Out | (60,000.00) |           |
| 2191-931-0000 | Policy Fund-Transfer In   |             | 60,000.00 |

**Purchase Orders:** MOTION by Anderson seconded by Bergdorf to approve the purchase order proposed. All Voting-YES-Motion passed. **[20190724-05]**

| SB #     | ACCOUNT           | ACCOUNT NAME          | \$AMOUNT |
|----------|-------------------|-----------------------|----------|
| 47 -2019 | 2231-330-323-0000 | Road & Bridge: Repair | 1,300.00 |

**Approval of Payroll.** MOTION by Bergdorf, seconded by Clifton, to approve the payroll. Voting. All Yes. **[20190724-06]**

**Approval for Payment of Bills:** MOTION by Anderson seconded by Bergdorf, to pay the bills prepared by the Fiscal Officer. Voting: All voting, YES.  
Motion passed. **[20190724-07]**

**Execution Session:** NONE

**MOTION** by Bergdorf, seconded by Clifton. to adjourn. All voting YES. Meeting duly adjourned at 6:55 PM. **[20190724-08]**

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CHAIR

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FISCAL OFFICER