

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

September 14, 2016

Present at this regular meeting of the Boston Township Trustees were Trustees Amy Anderson, Jerry Ritch, and Randy Bergdorf; Fiscal Officer Joanne Noragon, and Legal Counsel Ed Pullekens. Trustee Chairperson Anderson called the meeting to order at 6:30 P.M.

Trustee Anderson expressed condolences to Ann Williams and her family, Paralegal Assistant to Mr. Pullekens, on the passing of her mother.

Police Protection Report: Chief Varga reported the steam train is in Boston this weekend and next. Peninsula officers will be on duty.

Zoning: Zoning Inspector Mayer report:

- Stating Mr. Bridle turned in an application. The information is being verified. The Summit County Engineer and Summit Soil and Water inspected the property and have no recommendations. He is waiting on response from the Health Department regarding the septic permit before forwarding the application to the Zoning Commission and the BZA.
- The owner of the property at 5860 Main Street will address the problems of her lawn and house in the next two weeks.
- He is drafting a letter to a business operating in the residential area at 104 W. Barlow.
- The application of Mr. Krieger at 5353 Akron Cleveland Road, for an accessory building, is under review.
- Mr. Goebelt's application will be reviewed by the Zoning Commission and the BZA.

Trustee Bergdorf said Mark Majewski will update the trustees at the October 11th meeting.

Correspondence: The Fiscal Officer reviewed correspondence received since the last meeting. Trustee Anderson presented a check from Dave Hazlewood on Wetmore, in appreciation of the work done at his end of the road. **Motion** by Bergdorf, seconded by Ritch to accept the gift. Voting: All Voting, YES. Motion passed. **[2016-0914-01]**

Approval of Minutes: **Motion** by Bergdorf, seconded by Ritch to approve the minutes of the August 24, 2016 regular meeting. Voting: All Voting, YES. Motion passed. **[2016-0914-02]**

Township Buildings and Grounds: The issue of installing a ramp from the sidewalk to the upper parking lot seems dismissed as unfeasible.

Boston/Cuyahoga JEDD and Future Planning: Trustee Ritch reported the audit is complete and without incident. Mike Weandt reports there is no money for new sewers, but after the General Election he proposes meeting with the county executive.

Boston/Peninsula JEDD: The JEDD is currently being audited.

Valley Fire District: Trustee Anderson reported

- The District has given a final proposal to Boston Heights, but with no response yet.
- Thanks to Paul Stoehr and the Park for replacing the back deck with a larger, and safe deck. There will be a cookout for the staff.
- Their grant application for cot replacement was denied.
- The Turnpike Commission will commence recompense for Mutual Aid calls on the Turnpike.
- The District is grateful to University Hospitals for the donation of a Lucas CPR machine, valued at \$15,000.
- The District is buying used radios from the County. New radios are required to meet current regulations; however, they are capital items. The Capital Levy brings in about \$80,000 a year, and they are currently saving to replace the tanker in three years, for the cost of \$300,000.
- The District is currently reviewing policies, some very outdated.
- The Clambake will be October 15th; tickets are available.

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Road Department: Road Superintendent Adams was away for a family emergency. Trustee Anderson reported:

- The Road Department also needs to update radios.
- The little truck is fixed.
- Chipping has begun.

Other Business: The Fiscal Officer reported the county has proposed a meeting to discuss their park acreage figures. Trustee Anderson will set up the meeting.

Trustee Ritch asked Chief Varga to request the Turnpike monitor jake brake useage.

After discussion of the medical marijuana legislation recently made law in Ohio, **Resolution 2016-0914-03**, attached, was adopted.

Reallocation: Motion by Bergdorf, seconded by Ritch, to approve the reallocation of \$50.00 from 1000-110-312 (Audit Expense) to 1000-110-342 (Postage). Voting: All voting, YES. Motion passed. **[2016-0914-04]**

Purchase Orders: Motion by Bergdorf, seconded by Ritch, to approve SCX 41-2016, \$50.0 (1000-110-342), Postage. Voting: All voting, YES. Motion passed. **[2016-0914-05]**

Bank Reconciliation: Motion by Bergdorf, seconded by Ritch, to approve the current bank reconciliation. Voting: All voting, YES. Motion passed. **[2016-0914-06]**

Approval of Payroll: Motion by Bergdorf, seconded by Ritch, to approve the current payroll. Voting: All voting, YES. Motion passed. **[2016-0914-07]**

Approval for Payment of Bills: Motion by Bergdorf, seconded by Ritch, to pay the bills prepared by the Fiscal Officer. Voting: All voting, YES. Motion passed. **[2016-0914-08]**

Motion Bergdorf, seconded by Ritch, to adjourn. All voting yes. Meeting duly adjourned. **[2016-0914-09]**

CHAIRMAN

FISCAL OFFICER

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September 14, 2016

BOSTON TOWNSHIP

BE IT HEREBY KNOWN BY ALL THOSE PRESENT THAT ON THE 14TH DAY OF SEPTEMBER, 2016, THE BOSTON TOWNSHIP BOARD OF TRUSTEES MET IN REGULAR SESSION, COMMENCING AT 6:30 P.M, BOSTON TOWNSHIP, SUMMIT COUNTY, STATE OF OHIO
WITH THE FOLLOWING MEMBERS PRESENT:

AMY Z. ANDERSON JERRY RITCH RANDOLPH BERGDORF

**RESOLUTION NO. 2016-0914-03
A RESOLUTION PROHIBITING THE ESTABLISHMENT AND OPERATION OF
MEDICAL MARIJUANA CULTIVATION, PROCESSING AND RETAIL
DISPENSARIES IN BOSTON TOWNSHIP**

WHEREAS, on June 8, 2016, Ohio Governor John Kasich signed House Bill 523 into law after it passed the Ohio General Assembly; and,

WHEREAS, House Bill 523 provides for the regulation and legalization of medical marijuana within the State of Ohio; and,

WHEREAS, Ohio Revised Code Section 3796.29, enacted as part of House Bill 523 , provides that a Board of Trustee of a Township may adopt a Resolution to prohibit or limit the number of medical marijuana cultivators, processors and dispensaries within the limits of the Township; and,

WHEREAS, the Boston Township Board of Trustees takes legislative notice that the use, possession, cultivation, distribution and sale of marijuana, whether for medical or recreational use, remains illegal under the Controlled Substances Act, codified at 21 U.S.C. Section 841.

NOW, THEREFORE, BE IT RESOLVED, that the Boston Township Board of Trustees:

Section 1: As a land use matter, medical marijuana cultivators, dispensaries and processors, as defined by House Bill 523, are hereby prohibited within the Township to protect the health, safety and welfare of the residents of Boston Township.

Section 2: The Board of Trustees finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted in open meetings of this Board in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Motion by: Trustee Anderson Second by: Trustee Ritch

Amy Z. Anderson Vote aye

Jerry Ritch Vote aye

Randolph Bergdorf Vote aye

Fiscal Officer’s Certification
This is a true and exact copy of Resolution 2016- passed by the Boston Township Board of Trustees at their regular meeting on September 14, 2016 and is recorded in the Boston Township Board of Trustees’ Record of Proceedings.

Joanne Noragon, Fiscal Officer